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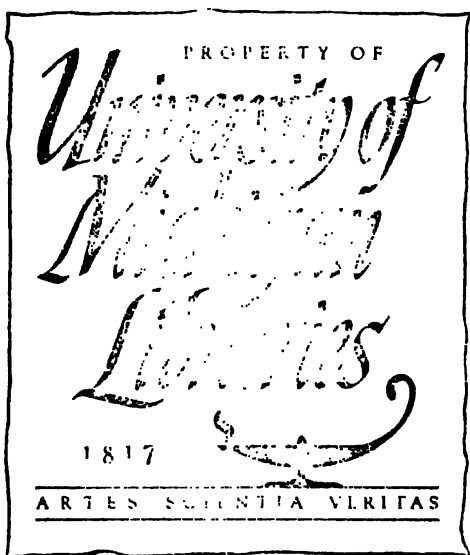
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8118

ACTS  
OF



THE LEGISLATURE  
OF THE  
STATE OF MICHIGAN,

PASSED AT THE  
EXTRA SESSION OF 1872;

WITH AN APPENDIX,

CONTAINING CERTIFIED STATEMENTS OF BOARDS OF SUPERVISORS RELATIVE TO  
THE ERECTION OF NEW TOWNSHIPS; ALSO, STATE TREASURER'S  
ANNUAL REPORT FOR THE YEAR 1871.



BY AUTHORITY.

LANSING:  
W. S. GEORGE & CO., STATE PRINTERS AND BINDERS.  
1872.



K  
M62  
A2  
1873

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# LAW S OF MICHIGAN.

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[ No. 1. ]

**AN ACT** authorizing and directing a re-registration of the qualified electors of the third ward in the city of Battle Creek.

*Whereas*, The register of electors for the third ward of the Preamble.  
city of Battle Creek has been lost or destroyed, together with  
the corrected printed handbill containing a true copy of the  
list of electors then appearing in said register ; *therefore*,

**SECTION 1.** *The People of the State of Michigan enact*, That Time of reg-  
istration.  
on Thursday, Friday, and Saturday next preceding the charter  
election to be held in the city of Battle Creek on Monday,  
the first day of April, in the year of our Lord one thousand  
eight hundred and seventy-two, the board of registration for  
the third ward of said city shall be in session at the office  
of the recorder in said city, from nine o'clock in the forenoon  
until five o'clock in the afternoon of each of said days, for the  
purpose of making a re-registration of the qualified electors of  
said ward. At least eight days before the first session of said  
board, they shall, at the expense of said city, cause a notice Notice to be  
given by  
board.  
thereof to be printed in handbill form, and posted up in at  
least twenty conspicuous places in said ward, which handbill  
shall contain a true copy of this act. The said board shall be  
provided with a proper blank book for registering the names  
of the voters, of the form heretofore used, and they shall have Powers and  
duties of  
board.  
the same powers and perform the same duties as are conferred  
upon or required of boards of registration under the existing



laws of this State, and the same rules and requirements shall be observed in such re-registration, in all respects, as are required by the laws of this State. No person shall vote at any public election in said ward, after such re-registration, whose name shall not be registered anew under the provisions of this act, or be afterwards properly entered on such new register of electors according to the provisions of the law relative to the registration of electors.

All electors  
must regis-  
ter.

Sec. 2. This act shall take immediate effect.

Approved March 18, 1872.

---

[ No. 2. ]

AN ACT to amend act number four hundred and ten of the session laws of eighteen hundred and seventy-one, approved March thirty-first, eighteen hundred and seventy-one, being an act to exempt the counties of Tuscola, Hillsdale, Genesee, Oakland, and Lapeer from the provisions of act number forty-three of the session laws of eighteen hundred and sixty-nine, being "An act to provide for the drainage of swamps, marshes, and other low lands," approved March twenty-second, eighteen hundred and sixty-nine.

Section  
added.

SECTION 1. *The People of the State of Michigan enact*, That act number four hundred and ten of the session laws of eighteen hundred and seventy-one, approved March thirty-first, eighteen hundred and seventy-one, entitled "An act to exempt the counties of Tuscola, Hillsdale, Genesee, Oakland and Lapeer from the provisions of act number forty-three of the session laws of eighteen hundred and sixty-nine," approved March twenty-second, eighteen hundred and sixty-nine, being "An act to provide for the drainage of swamps, marshes, and other low lands," be and hereby is amended by the addition of a new section, to stand as section two, and to read as follows

Appoint-  
ment of spe-  
cial commis-  
sioner.

Sec. 2. The board of supervisors of the county of Hillsdale is hereby empowered to appoint a special commissioner to take charge of and complete and make final adjustment of any drain

or ditch established and unfinished at the time of the passage of the act to which this is amendatory, in all cases where any such drain or ditch had been actually constructed in part; but this <sup>Proviso.</sup> act shall not be construed to authorize the construction of any ditch or drain by such special commissioner which had only been surveyed and established by the county drainage commissioner. For the above purpose, the same authority and powers <sup>Powers and duties.</sup> are hereby conferred on said special commissioner as are conferred on the county drain commissioner by act number forty-three of the session laws of eighteen hundred and sixty-nine, entitled "An act to provide for the drainage of swamps, marshes, and other low lands."

Sec. 2. This act shall take immediate effect.

Approved March 19, 1872.

[ No. 3. ]

AN ACT to authorize fractional school district number one of Juniata and Denmark, in the county of Tuscola, to issue bonds to aid in the construction of a school-house in said district.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Bonds may be issued by director and moderator.</sup> the director and moderator of fractional school district number one of Juniata and Denmark, in the county of Tuscola in this State, be and they are hereby authorized to issue bonds of said district to an amount not exceeding five hundred dollars, due in three years, bearing a rate of interest not exceeding ten per cent per annum. Said bonds shall be executed by said <sup>To be sold under direction of district board.</sup> director and moderator, and when duly executed may be sold under the direction of the district board of said district, for the best price that can be obtained for the same, and the money arising therefrom to be used in the construction of a school-house in said district, in pursuance with the laws of

this State in regard to building school-houses in school districts  
**Provido.** *Provided*, No such bonds shall be issued unless first sanctioned by a majority vote of the legal voters of said district, present and voting at a special school-district meeting, duly called for that purpose.

**Moneys to be collected the same as other taxes.** Sec. 2. The moneys said school district may become liable to pay by reason of the issuing of the bonds of said district in pursuance with section one of this act, shall be assessed and collected the same as other taxes are assessed and collected in school districts.

Sec. 3. This act shall take immediate effect.

Approved March 19, 1872.

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[ No. 4. ]

AN ACT to amend sections seven, ten, twelve, thirteen, fourteen, and seventeen of an act entitled "An act to provide for the erection of a new State Capitol and a building for the temporary use of the State offices," approved March thirty-first, eighteen hundred and seventy-one.

**Sections amended.**

SECTION 1. *The People of the State of Michigan enact*, The sections seven, ten, twelve, thirteen, fourteen, and seventeen of an act entitled "An act to provide for the erection of a new State Capitol, and a building for the temporary use of the State offices," approved March thirty-first, eighteen hundred and seventy-one, be and the same are hereby amended so as to read as follows:

**Appropriation for capitol.**

Sec. 7. The sum of one hundred thousand dollars is hereby appropriated out of the State building fund for the year eighteen hundred and seventy-two, and two hundred thousand dollars annually for each of the years eighteen hundred and seventy-three, eighteen hundred and seventy-four, eighteen hundred and seventy-five, and eighteen hundred and seventy

six, and the sum of three hundred thousand dollars, or so much thereof as may be necessary, for the year eighteen hundred and seventy-seven; which several sums shall be expended <sup>Site.</sup> under the direction of said Board in the erection and construction of a new Capitol, on the State block or square known as Capitol Square, in the city of Lansing, and covering the site occupied by the building formerly used for the State offices.

Sec. 10. It shall be the duty of said Board, within thirty <sup>Board to advertise for plans, etc.</sup> days after their appointment and qualification, to advertise in at least two daily papers in the city of Detroit, and one daily paper each in the cities of New York and Chicago, and one weekly paper in the city of Lansing, for a period not less than thirty nor more than sixty days, for plans, specifications, and estimates for the temporary building and new State Capitol herein provided for. Upon the expiration of two months after the completion of such publication, if this Board shall have <sup>Meeting of Board and State officers to select plans, etc.</sup> received within that time any plans, specifications, and estimates furnished in compliance with said publication, they shall immediately thereafter notify the Secretary of State, Auditor General, State Treasurer, Commissioner of the State Land Office, the Superintendent of Public Instruction, and Attorney General to meet the Board at the city of Lansing, on a day to be specified in said notice, the same to be given at least ten days prior to said meeting; and if, at such meeting, a majority of said Board and State officers in attendance shall decide upon <sup>Building to be erected according to plans, etc., adopted.</sup> and adopt any plan or plans, with specifications and estimates, submitted to them, the said Board shall be bound thereby, and shall proceed to the erection of the temporary building and new State Capitol herein provided for, in accordance with said plans and specifications so adopted: *Provided however,* That <sup>Provide limiting expense.</sup> the plans and specifications thus adopted shall not be for a State Capitol to exceed in cost twelve hundred thousand dollars; it being intended by this act to limit the entire expense of the erection and construction of such new Capitol, including payment of architect, superintendence, and other expenses

incident to the same and authorized by this act, to twelve hundred thousand dollars, but not including the amount required and appropriated for the construction of the building for the temporary State offices.

Contract not  
to exceed ap-  
propriation.

Sec. 12. The Board may make and enter into a contract for the erection and construction of said new Capitol, but no contract shall be made or entered into which shall involve a larger expenditure of money for any one year than the amount appropriated for such year in section seven, or which shall involve or require a greater total expenditure than the above-named sum of twelve hundred thousand dollars: *Provided*, The Board shall use Michigan materials in said building so far as it can be done consistent with the best interests of the State. All contracts entered into in violation of the provisions of this act shall be absolutely null and void.

Proviso re-  
lative to ma-  
terial.

Certain con-  
tracts void.

How con-  
tracts shall  
be let.

Bids adver-  
tised for.

Bids to be  
sealed and  
accompanied  
with securi-  
ty.

Where de-  
posited.

Sec. 13. All contracts provided for by this act, requiring an expenditure of more than five hundred dollars, shall be let to the lowest responsible bidder or bidders; all bids or proposals to be obtained by advertising therefor by said Board in one weekly paper in the city of Lansing, two daily papers in the city of Detroit, and in such other papers as the Board may deem necessary, for a period not less than thirty nor more than sixty days. The advertisement thus provided for to specify the time and place where the bids or proposals made in pursuance thereof shall be opened. All bids or proposals thus made shall be sealed, and shall not be opened at any other time or place than that designated in the advertisement. Every bidder shall accompany his bid with such sufficient security as the Commissioners shall require, conditioned that in case the contract shall be awarded to him he will enter into a contract in accordance with his proposals. All or any bids or proposals received by said Board may be by them rejected, and, whether accepted or rejected, shall, after decision thereon by said Board be deposited in the office of the Secretary of State.

Sec. 14. In letting contracts, said Board shall not obligate

the State to pay to any contractor any money other than that <sup>Terms of</sup> to which such contractor may be justly entitled by reason of <sup>payment.</sup> labor or materials already furnished and supplied, and in no event shall more than ninety per cent of the amount called for in any contract be paid to the contractor named therein before the completion of his contract and its acceptance by said Board: *Provided*, That every contractor performing service or <sup>Proviso.</sup> work, or furnishing materials, under this act, shall enter into such bonds, with sureties for the proper performance of his contract, as shall be required by the Board of Commissioners.

Sec. 17. For the purpose of raising the several sums mentioned in section seven, the Auditor General shall add to and <sup>Provision to</sup> incorporate with the State tax for the year one thousand eight <sup>meet appro-</sup> hundred and seventy-one, the sum of one hundred thousand <sup>priation.</sup> dollars; and he shall also add to and incorporate with the State tax for each of the years eighteen hundred and seventy-two, eighteen hundred and seventy-three, eighteen hundred and seventy-four, and eighteen hundred and seventy-five, the sum of two hundred thousand dollars; and he shall also add to and incorporate with the State tax for the year eighteen hundred and seventy-six, the sum of three hundred thousand dollars, which sums when collected shall be placed to the credit of the State building fund, and be expended, or so much thereof as may be necessary, for the purposes and in the manner specified in this act.

Sec. 2. This act shall take immediate effect.

Approved March 19, 1872.

[ No. 5. ]

AN ACT to amend section nineteen of "An act to incorporate the village of Decatur," approved March sixteen, in the year of our Lord eighteen hundred and sixty-one.

Section  
amended

SECTION 1. *The People of the State of Michigan enact,* That section nineteen (19) of an act entitled "An act to incorporate the village of Decatur," approved March sixteen, in the year of our Lord eighteen hundred and sixty-one, be and the same is hereby amended so that said section as amended shall read as follows :

Powers of  
council  
relative to  
streets, pub-  
lic grounds,  
etc.

Sec. 19. The common council of the village of Decatur shall have full power to lay out, establish, open, extend, widen, straighten, alter, close, fill in, grade, gravel, pave, plank, any highways, streets, avenues, lanes, alleys, public grounds, or public spaces in said village, whenever they shall deem it a necessary public improvement or public convenience, and private property may be taken therefor; and if, in the doing thereof, the property or lands of any person or persons shall be required for such purpose, the common council shall so declare by resolution, stating therein a description of the lands or premises required, with particularity sufficient for an ordinary conveyance thereof, and the purpose for which the same are to be used, and that the common council will meet on some day to be named in the resolution to take action in regard to the matter; and notice of such meeting, and that such lands or premises are required for the purpose aforesaid, shall be given to the owner or parties interested, or his or their agents or representatives, by personal service of a copy of such resolution, or by posting written notices of such meeting in at least four public places in said village, at least ten days before the time of meeting, and by three weekly publications of a copy of such resolution in a newspaper published in said village, and in case there is no newspaper published in said village, then in one of the newspapers published in the county of Van Buren, at least three weeks previous to the time appointed

Proceedings  
when pri-  
vate prop-  
erty is taken

in said resolution for the meeting of the common council. And When claimants cannot be found.  
in case any of the said claimants or owners cannot be found be found.  
after using due diligence for that purpose, and they have no  
known place of residence within this State, the commissioners  
shall, in such cases, cause such notice to be published for four  
successive weeks in one paper published at Detroit, and a like  
period in one paper published within the county where such  
lands are situate, should one be published therein, and in case  
the residence of such claimants, if without the State, can be  
ascertained, a copy of said notice shall be mailed to them, post-  
age prepaid: *Provided however*, That if such owner or claimant Provide relative to infants, etc.  
is an infant or a person of unsound mind, such notice shall be  
served upon his or her guardian, if found within this State,  
and if not, then by publication as above provided: *And pro-* Further provided.  
*vided further*, That if such infant or person of unsound mind  
has no guardian, then said commissioners may make applica-  
tion, by petition, to the circuit court in chancery for said  
county, or to the probate judge of said county, for the appoint-  
ment of a guardian, and said court or judge shall, upon such  
application, appoint a special guardian. And the common Council may negotiate with claimants.  
council is hereby authorized to negotiate with the person or  
persons interested in or owning such lands or premises for the  
same, and to pay therefor such reasonable sum as may be agreed  
upon; but if such person or persons shall refuse to negotiate for  
such premises, or if, for any other cause, there shall not be any When agreement cannot be made.  
agreement or bargain between the parties therefor, it shall be law-  
ful for the common council, at the time of the meeting appointed  
in such resolution, to direct the village recorder to issue a pre-  
cept under his hand and the seal of said village, in the nature  
of a *venire facias*, directed to the marshal or any constable in  
said village of Decatur, commanding him to summons a jury  
of twelve disinterested freeholders of said village, to appear  
before some designated justice of the peace of said village, at  
a time and place therein to be stated, to inquire into and assess  
the damage and recompense due to the owner or owners of, or



parties interested in such grounds or premises; "and in the empaneling of said jury, the right of challenge, enforcement of attendance, and the summoning of talesmen is hereby conferred, as is provided by general law in this State for justice courts in civil cases, except that no more than two peremptory challenges shall be permitted to the corporation, and a like number to the individual, or individuals collectively, whose property is sought to be taken; and the challenge to the array shall be in writing, and shall specify the cause;" which jury, being duly sworn by said justice faithfully and impartially to inquire into and award the damages in question, and having viewed the premises, if necessary, shall inquire of and award such damages and recompense as they shall deem fit to be awarded to the owner or owners of, or parties interested in, such grounds or premises, for their respective damages or losses, according to their several interests and estates therein; and the said justice shall, upon the return of such assessment, enter judgment confirming the same; and the sum or sums so awarded, together with his or their costs, shall be paid or tendered to the party or persons entitled thereto, if residing in said village; and if not residing therein, to be paid into the village treasury for the use of such party, person, or claimant, before such street, lane, alley, highway, avenue, or public grounds shall be made, opened, established, altered, straightened, or widened. But if the jury find that the claimant is not entitled to any damages, then it shall be competent for such justice to render judgment against such claimant for costs, and issue execution therefor; and in either case it shall thereupon be lawful for the common council to cause the same grounds or premises to be converted to and for the use and purposes aforesaid: *Provided*, The party claiming damages may have the right to remove such proceedings, by appeal to the circuit court for the county of Van Buren, upon giving notice of his or their intention so to do, to said justice, in writing, within ten days, or in case of the absence of said

When damages are not awarded, claimant may be required to pay costs.

Proviso relative to appeal.

party from the village at the time of the rendition of the judgment, within thirty days after the award or verdict of such jury, and the judgment of such justice therein as aforesaid, such appellant first giving a bond with two sufficient sureties, to be approved by said justice, conditioned to pay all costs that may be awarded against him in said circuit court; but no appeal, supersedeas, injunction, or any other process or proceeding from any court whatever, shall prevent the immediate making, laying out, opening, establishing, altering, straightening, or widening such street, lane, alley, square, avenue, or public grounds as aforesaid; and upon filing in said circuit court the said bond and a transcript of the proceedings aforesaid, duly certified by said justice, within forty days after the rendering of said judgment of confirmation, the same proceedings shall be laid in the circuit court as is prescribed by law in case of appeals from justices' courts: *Provided further,* Further proviso. That if the damages awarded in such appeal shall not exceed the damages assessed by said jury and confirmed by the judgment of said justice of the peace, the party appealing shall pay all costs occasioned by such appeal. That the just damages and costs which any person may be entitled to if such intended improvement be made, and the costs and damages of such making, laying out, opening, establishing, altering, straightening, or widening such street, lane, alley, square, avenue, or public grounds as aforesaid, or so much thereof as the common council may, by resolution, determine upon, the said common council may apportion and assess to and upon all lots, premises, and subdivisions thereof, which lie and border upon such street, lane, alley, square, avenue, or public grounds. That Damages and costs, how to be paid. the common council shall have power, for the purpose of Council may borrow money. defraying all expenses and paying all damages which shall be incurred in making, laying out, opening, establishing, altering, straightening, or widening such street, lane, alley, square, avenue, or public grounds as aforesaid, to borrow any sum of money not exceeding two thousand dollars in any one year,

and at a rate of interest not greater than ten per centum per annum, and to fix the time and place of payment of principal and interest, and to issue the bonds or other evidence of indebtedness of said village for the payment of the same.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

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[ No. 6. ]

AN ACT to amend section two of act number one hundred and seventy-four of Session Laws of eighteen hundred and sixty-seven, as amended by act number thirty-two of the Session Laws of eighteen hundred and sixty-nine, being an act supplementary to an act to authorize the formation of corporations for mining, smelting, or manufacturing iron, copper, mineral coal, silver, or other ores or minerals, and for other manufacturing purposes, approved February fifth, eighteen hundred and fifty-three, as amended by act number thirty-two of the Session Laws of eighteen hundred and sixty-nine.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact, That* section two of act number one hundred and seventy-four of the Session Laws of eighteen hundred and sixty-seven, being "An act supplementary to an act to authorize the formation of corporations for mining, smelting, or manufacturing iron, copper, mineral coal, silver, or other ores or minerals, and for other manufacturing purposes," approved February fifth, eighteen hundred and fifty-three, as amended by act number thirty-two of the Session Laws of eighteen hundred and sixty-nine, be and the same is hereby amended so as to read as follows:

A vote of  
three fifths  
in interest  
necessary to  
pass title,

Sec. 2. No alienation, division, sale, or mortgage of any, or any part of, the mine, works, real estate, or franchise of any corporation mentioned in the first section of this act, shall

have any force or effect, or pass any title thereto, or interest <sup>except surface right, etc.</sup> therein, unless expressly authorized by the vote of three-fifths in interest of the entire stock of said company, actually present or legally represented at some meeting of stockholders, called and notified in accordance with the provisions of the preceding section of this act, except the surface right to land for village lots, or land not required for mining purposes, from which the timber has been removed: *Provided*, Rights of way <sup>Proviso.</sup> and depot grounds for railroads, and rights of way for highways, may be conveyed by the proper officers of such corporations, when authorized by a vote of a majority of the directors thereof, at any meeting regularly held.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

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[ No. 7. ]

AN ACT to provide for the payment of the interest on the State debt.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Appropriation.</sup> there be and is hereby appropriated out of any money in the Treasury to the credit of the general fund, for the year eighteen hundred and seventy-two, and annually thereafter, such sum or sums as may be necessary for the payment of the interest of the bonded debt of the State for the payment of which the faith of the State is pledged.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

[No. 8.]

AN ACT to repeal act number one hundred and thirty-nine of the Session Laws of eighteen hundred and seventy-one, entitled "An act to provide for the payment of the interest on the State debt," approved April fifteen, eighteen hundred and seventy-one.

Act repealed SECTION 1. *The People of the State of Michigan enact, That* act number one hundred and thirty-nine of the Session Laws of eighteen hundred and seventy-one, entitled "An act to provide for the payment of the interest on the State debt," approved April fifteen, eighteen hundred and seventy-one, shall be and the same is hereby repealed.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

[ No. 9. ]

AN ACT to amend section four of title one, section two of title five, and sections twelve and thirteen of title eleven, and to add to title four a section to be known as section thirty-five, and to add to title six a section to be known as section eighty-five, of act number two hundred and eighteen of the Session Laws of eighteen hundred and seventy-one, approved March fourteen, eighteen hundred and seventy-one, entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April two, eighteen hundred and fifty, as amended by the several acts amendatory thereof"

Section  
amended.

SECTION 1. *The People of the State of Michigan enact,* That section four of title one of act number two hundred and eighteen of the Session Laws of eighteen hundred and seventy-one, approved March fourteen, eighteen hundred and seventy-one, entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April two, eight-

een hundred and fifty, as amended by the several acts amendatory thereof," be and the same is hereby amended so as to read as follows :

Sec. 4. The said city shall be divided into eight wards, as follows : Division into wards.

*First.* All that part of the city lying south of the center line of Fulton street, and of said central line of Fulton extended to the center of the river, and west of the center line of Division street, and east of the center of Grand River, shall constitute the first ward ;

*Second.* All that part of the said city lying north of the center line of Fulton street, and of said central line of Fulton street extended to the center of Grand River, and east of the center of the said river, and south of the central line of Lyon street, and of said line extended to the center of said river, shall constitute the second ward ;

*Third.* All that part of said city lying south of the central line of Fulton street, and east of the central line of Division street, shall constitute the third ward ;

*Fourth.* All that part of said city lying north of the central line of Lyon street, and of said line extended to the center of Grand River, and east of the center of Grand River, and south of the central line of Fairbanks street, and of said line extended to the center of Grand River, and extended eastwardly to the city limits, shall constitute the fourth ward ;

*Fifth.* All that part of said city lying north of the central line of Fairbanks street, and of said line extended to the center of Grand River, and extended eastwardly to the city limits, and lying east of the center of said river, shall constitute the fifth ward ;

*Sixth.* All that portion of said city lying west of the center of Grand River, and north of the central line of Seventh street, and of said line extended eastwardly to the center of Grand River, and extended westwardly to the city limits, shall constitute the sixth ward ;

*Seventh.* All that part of said city lying west of the center of Grand River, and south of said central line of Seventh street, extended eastwardly and westwardly as aforesaid, and north of the central line of Bridge street, shall constitute the seventh ward ;

*Eighth.* All that part of said city lying west of the center of Grand River, and south of the center of Bridge street, shall constitute the eighth ward.

Provision  
relative to  
electors in  
the 4th and  
5th wards.

And it is hereby provided, that all electors residing, on the twentieth day of March, in the year of our Lord one thousand eight hundred and seventy-two, in that portion of the fifth ward as hereby constituted, which was formerly comprised in the fourth ward, are hereby declared to be qualified electors of the fifth ward, and entitled to register at the next regular session of the board of registration for said fifth ward, and vote in said fifth ward at the charter election to be held in said city on the first Monday of April, in the year of our Lord one thousand eight hundred and seventy-two, in the same manner and under the same restrictions as other residents of said fifth ward, anything in this act, or in the act to which this is amendatory, or in the laws of the State of Michigan, to the contrary notwithstanding.

Section  
added.

Sec. 2. That title four of said act be and the same is hereby amended by adding thereto the following section, to stand as section thirty-five of said title, viz.:

Water  
works.

Sec. 35. The common council shall have the power to establish, construct, maintain, regulate, and keep in repair a system of water-works for the purpose of supplying the city of Grand Rapids with water for municipal, domestic, and other purposes; and, for that purpose, may appoint a board of water commissioners, consisting of not exceeding five resident freeholders of said city, whose powers, duties, duration of term of office, and compensation shall be fixed by an ordinance enacted by said common council. The said common council shall also have full power and authority, by ordinance or otherwise,

to make such rules and regulations relative to said works, and to the water supplied thereby, and may fix such rates to be paid by residents of said city, and others using the water thus supplied, as to it may seem just. For the purpose of supplying said city with water, it shall be lawful for said common council, or said board of commissioners appointed as aforesaid, to go to streams, springs, or bodies of water outside of the corporate limits of said city to obtain such supply; and for that purpose said common council or said board shall have full power and authority to negotiate and contract with private proprietors relative thereto, and relative to the right of way for pipes, mains, or aqueducts, over, upon, and through private grounds, from the source of supply to and in said city, and to pay them therefor such compensation as may be agreed upon. Any person who shall throw, or cause to be thrown, any dead animal, or any other unwholesome, impure, or offensive thing or substance, or shall, in any other manner put, or cause to be put, any filthy or offensive matter whatever, into any stream, spring, or body of water which shall be used as a source of supply of water for said city, or if any person shall willfully stop up, destroy, or injure, or cause the same to be done to, any pipe, main, or aqueduct, or any other thing connected with said water-works, either within or without the limits of said city, he or she shall be deemed guilty of a misdemeanor, and on conviction thereof shall be liable to a fine of not exceeding one thousand dollars, or imprisonment in the county jail of the county of Kent, or in any jail or workhouse of said city, not exceeding one year, or both such fine and imprisonment, in the discretion of the court. The common council shall have power to enact any and all ordinances necessary to carry into complete effect the power and authority conferred relative to said works.

Penalty for  
injuring.

Sec. 3. That section two of title five of said act be and the same is hereby amended so as to read as follows:

Section  
amended.



Limit of  
taxation.

Sec. 2. For the purpose of defraying the expenses and all liabilities incurred by said city, and for highway purposes, and paying the same, and for the purpose of creating and replenishing the funds provided for in title eleven of this act, the common council may raise annually, by taxation levied upon the real and personal property within said city, such sum as they may deem necessary, not exceeding three per cent on the valuation of such real and personal property within the limits of said city, according to the valuation thereof, taken from the assessment rolls of the year preceding the levying of such tax, and the sum or sums to be raised shall be apportioned between the several wards of said city, in the manner in this act provided:

Proviso.

*Provided however,* That such limitation shall not apply to the raising of any sum or sums of money necessary to be raised by taxation upon the real and personal property of said city, for the purpose of paying the principal of, or interest upon, any bonded indebtedness of said city, arising from a loan for a term of years, according to the terms thereof.

Section  
added.

Sec. 4. That title six of said act be and the same is hereby amended by adding thereto the following section to stand as section eighty-five of said title, viz:

Disposition  
of property  
condemned  
by opening  
or changing  
of streets,  
etc.

Sec. 85. Whenever, in the laying out, establishing, opening, extending, widening, or straightening any highway, street, avenue, lane, alley, public grounds or spaces, in said city, any buildings or parts thereof, or other appurtenances to the realty, shall be taken and condemned, it shall be the duty of the common council of said city to dispose of the same, either at public or private sale, as soon as possible after the title thereto has vested in the city, for the best prices that can be obtained therefor, and distribute the proceeds thereof (after deducting the expenses of such sale) among the persons and property assessed for benefits received in making such improvement, in proportion to the amount collected of them for such benefits, and shall pay the same to such persons on demand, after such sale, and the reception of the proceeds thereof: *Providing*

however, That when any part of the damages and compensa- Proviso.  
tion is assessed to the city of Grand Rapids, a *pro-rata* share  
of such proceeds shall be paid into the general fund of said  
city.

Sec. 5. That sections twelve and thirteen of title eleven of Sections  
said act be and the same are hereby amended so as to read as amended.  
follows:

Sec. 12. The common council shall have power annually to Taxes.  
levy, assess, and collect taxes upon the real and personal prop-  
erty of said city, for the purposes for which the foregoing  
funds are constituted, but such taxation shall not exceed the  
rate per cent on all such real and personal property specified  
in section two of title five of this act: *Provided however, That* Proviso.  
the limitation in this section or in said section two contained,  
shall not apply to the raising of any sum or sums of money  
necessary to be raised by taxation upon the real and personal  
property of said city for the purpose of raising and paying the  
principal of, or interest upon, any bonded indebtedness of said  
city, arising from a loan for a term of years, according to the  
terms thereof.

Sec. 13. For the [purpose of] purchasing of sites for and Council may  
constructing a city almshouse, city hall, and city market or borrow  
markets, or any other public buildings, and for the purpose of money for  
supplying the city with water, or purchasing ground for pub- public im-  
lic parks, the common council is hereby authorized to borrow, provements.  
on the faith of the city, such sums of money for either of such  
purposes as the common council may deem expedient, for a  
term not exceeding twenty years, at a rate of interest per  
centum not exceeding seven per cent per annum, and for such  
purpose may issue the bonds of the city, signed by the mayor  
and countersigned by the comptroller thereof, and in such form  
and sums as the common council may direct; and such bonds  
shall be disposed of under the direction of the common coun-  
cil or the mayor of said city, upon such terms as may be  
deemed advisable, and the avails thereof shall be applied to the

purposes for which the same was executed, and for no other purpose: *Provided however*, That before any sum of money shall be borrowed, or bonds issued, for the purpose of supplying said city with water, the system and extent of the water supply proposed to be adopted and furnished, and the amount of money proposed to be borrowed to defray the expense of erecting works according to such system, and the extent of supply proposed, shall first be submitted to the qualified voters of said city by said common council, at a time and place in the respective wards of said city to be fixed and designated by said council, at least two weeks before such vote shall be taken. Said voters shall vote by ballot in the respective wards where they reside at the time such vote is taken; and the form of the ballot to be voted shall be prescribed by said common council. The meeting of said voters for the purpose aforesaid shall be conducted in the same manner, and notice thereof shall be given, and the votes cast thereat shall be canvassed in the same way and by the same officers, as prescribed in this act for the annual city election. If a majority of the votes cast at such meeting shall be in favor of any system of water supply thus submitted, and in favor of raising the amount of money proposed to defray the expense of erecting works according to such system, then said common council shall cause said works to be erected accordingly, and the bonds of said city to be issued to the amount proposed, but not otherwise. The common council shall also have the power to borrow for a term not exceeding ten years, at a rate of interest not exceeding seven per cent per annum, on the faith of the city, a sum of money not exceeding twenty thousand dollars, and to pay the same to the United States government or its authorized agent, to be used in purchasing or towards the purchase of a site for United States court-room and postoffice building in said city of Grand Rapids, and for no other purpose, and for such purpose may issue the bonds of the city, signed and countersigned as aforesaid, in such form and sums

Proviso relative to water works; vote to be taken.

Purchase of site for United States buildings.

s the common council shall direct; and such bonds shall be disposed of under the direction of the common council, upon such terms as it may deem advisable, and the avails thereof shall be applied to the purposes for which the same were executed, and for no other purpose.

Sec. 6. This act shall take immediate effect.

Approved March 23, 1872.

[ No. 10. ]

AN ACT to amend section three of an act entitled "An act to revise the charter of the city of Monroe," approved March thirty-first, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact* (For <sup>Section amended.</sup> the purpose of conforming the boundaries of the second and third wards of said city, to accord with the facts, and agree with the journals of the Senate and House, on the passage of the act), That section three (3) of an act entitled "An act to revise the charter of the city of Monroe," approved March thirty-first, eighteen hundred and seventy-one, be and the same is hereby amended so as to read as follows:

Sec. 3. That said city shall be divided into four wards, to wit: <sup>Division into wards.</sup> The first ward shall embrace all that portion of said city lying south of the center of the river Raisin, and west of the west line of Cass street extended to the river; the second ward shall embrace all that portion of said city south of the center of said river, between the west line of Cass street, extended, and the east line of Scott street, extended to south line of city; the third ward shall embrace all that portion of said city south of the center of said river, lying east of the east line of Scott street, extended to river, and south line of city; the fourth ward shall embrace all the territory within said city lying north of the center of said river.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

[ No. 11. ]

AN ACT to amend section thirteen of an act entitled "An act to incorporate the village of Dundee," approved April thirteen, eighteen hundred and seventy-one.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact*, That section thirteen (13) of an act entitled "An act to incorporate the village of Dundee," approved April thirteen, eighteen hundred and seventy-one, be and the same is hereby amended so as to read as follows:

Proceedings  
prior to tak-  
ing private  
property for  
streets, etc.

Sec. 13. The common council shall have authority to lay out and establish, open, make, and alter such streets, lanes and alleys, sidewalks, highways, and water-courses within the limits of said village, and to vacate or abolish any such lanes, alleys, public ground or space, in said village as they may deem necessary for the public convenience; and if they shall require the lands of any person for such purpose, they shall give notice thereof to the owner or parties interested, or his, her, or their agent or representative, by personal service or by written notice posted in at least three public places in said village three weeks next preceding the meeting of the common council for the purpose aforesaid, and the said common council are hereby authorized to contract for and purchase such lands of said owner for the purpose aforesaid; and in case such owner or owners refuse to sell or convey such lands or premises for the purposes aforesaid, or the parties fail to agree upon the price of said lands, it shall and may be lawful for said common council to direct the recorder of said village to issue *venire facias* to command the marshal of said village, or any constable of said county, to summon and return a jury of twelve disinterested freeholders residing without the limits of said village, to appear before a justice of the peace in said village, or the justice residing nearest thereto within the county of Monroe, at the time therein stated; and in the empaneling of said jury, the right of challenge, enforcement of attendance, and summoning of talesmen is hereby conferred as

When agree-  
ment cannot  
be made.

is provided by general law in this State for justice courts in civil cases, except that no more than two peremptory challenges shall be permitted to the corporation and a like number to the individual, or individuals collectively, whose property is sought to be taken, and the challenge to the array shall be in writing and shall specify the cause; to inquire into the necessity of taking such lands, and the just compensation to be made therefor to the owner or owners or parties interested in such land and premises; which jury, being sworn by such justice faithfully and impartially to inquire into and ascertain and determine the just compensation to be made therefor, and after having reviewed the premises if necessary, shall inquire and assess such damages and compensation as they may think proper to award to the owner or owners of such lands or premises, according to their respective estates or interests therein; and the said justice shall, upon the return of such assessment or verdict, enter judgment therefor confirming the same; and such sum or sums so assessed, together with all costs, shall be paid or legally tendered before such street, lane, or alley, or sidewalk, or highway shall be made, opened, established, or altered, to the claimant or claimants thereof. It shall therefrom be lawful to the common council to cause the said premises to be occupied and used for the purposes aforesaid:

*Provided*, That any party claiming damages as aforesaid may have the right to remove such proceedings by appeal to the circuit court for the county of Monroe, and upon giving notice of his or her or their intention so to do, to said justice, in writing, within five days, or in case such party does not reside in said village, then within thirty days after the rendition of such verdict and the judgment thereon as aforesaid, and also upon filing with said justice a bond to the common council of said village, in the penal sum of two hundred dollars, with sufficient sureties, to be approved by said justice, conditioned to pay all costs occasioned by said appeal, if the same should be assessed against him; and upon filing a transcript of the pro-

Proviso relative to appeal.

ceedings aforesaid, duly certified by said justice, with days after the verdict and judgment as aforesaid in circuit court, the same proceedings shall thereafter thereon as is prescribed by law in other cases of appeal *vided*, That if the final judgment of said court shall exceed the damages assessed before said justice at less than \$100 dollars, the party appealing shall pay the costs occasioned by such appeal.

Proviso relative to costs.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

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[ No. 12. ]

AN ACT to change the name of Trinity Church of the village of Hudson, to Trinity Church of the village of Hudson.

Name changed.

SECTION 1. *The People of the State of Michigan enact* that the name of the church known as "Trinity Church of the village of Hudson," be changed to that of "Trinity Church of the village of Hudson."

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

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[ No. 13. ]

AN ACT to reduce the number of vestrymen of the (Protestant Episcopal) Church, in the village of Hudson, from nine to five.

Vestrymen.

SECTION 1. *The People of the State of Michigan enact* that the qualified voters of Trinity (Protestant Episcopal) Church in the village of Hudson, at the annual meeting of said church

on Monday in Easter Week, in the year one thousand eight hundred and seventy-two, shall elect five vestrymen (instead of nine as heretefore). And thereafter the vestry of said church shall consist of five members, to be elected annually, in the manner, and shall hold their office for the time, prescribed in chapter sixty-eight of the Compiled Laws; and said vestrymen shall succeed to all the rights, franchises, duties, and obligations of their predecessors.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872.

[ No. 14. ]

AN ACT to amend section fifty-eight of act number two hundred and fifteen of Session Laws of eighteen hundred and seventy-one, being an act entitled "An act to incorporate the city of Greenville," approved March ten, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Section amended.</sup> section fifty-eight of act number two hundred and fifteen of the Session Laws of eighteen hundred and seventy-one, approved March ten, eighteen hundred and seventy-one, being an act entitled "An act to incorporate the city of Greenville," be and hereby is amended so as to read as follows:

Sec. 58. The common council, in addition to the powers and duties specially conferred upon them in this act, shall have the management and control of the finances, rights and interests, <sup>Council shall have control of finances, property, etc., belonging to city.</sup> buildings, and all property, real and personal, belonging to said city; and may make such orders, by-laws, and ordinances relating to the same as they shall deem proper and necessary; and further, that they shall have power, within said city, to <sup>May make and repeal ordinances.</sup> enact, make, continue, establish, modify, amend, and repeal such ordinances, by-laws, and regulations as they may deem desirable within said city, for the following purposes:



- To prevent vice, etc.**     *First.* To prevent vice and immorality; to preserve the public peace and good order; to regulate the police of said city; to prevent and quell riots, disturbances, disorderly conduct and assemblages, and to provide that the proprietors or lessees of public halls in said city shall keep a sufficient police force to preserve order at all exhibitions, dances, and performances for money in their halls;
- Disorderly houses.**     *Second.* To restrain and prevent disorderly and gaming places, houses of ill-fame, and to restrain bowling-alleys, saloons, and restaurants;
- Liquors.**     *Third.* To forbid and prevent the giving of or selling of intoxicating liquors to any minor, apprentice, or drunkard;
- Exhibitions.**     *Fourth.* To prohibit, restrain, regulate, license, and tax all sports, exhibitions of natural and artificial curiosities, caravans of animals, theatrical exhibitions, circuses, lectures delivered for money, not before a college or organized literary society or other performances and exhibitions for money;
- Auctions.**     *Fifth.* To prohibit and restrain the sale of all goods, wares and personal property at auction, except in cases of sale authorized by law, auctioneers, peddlers, foot-peddlers, hawkers ten-pin alleys, and billiard tables;
- Nuisances.**     *Sixth.* To abate or remove nuisances of every kind, and to compel the owner or occupant of every grocery, tallow-chandler shop, butcher's stall, meat market, soap factory, tannery cellars, and store-rooms where hides, furs, pelts, or tallow are stowed, stable, privy, hog-pen, sewer, or other offensive or unwholesome house or place, to cleanse, remove, or abate the same from time to time, as often as they may deem necessary for the health, comfort, and convenience of the inhabitants of said city;
- Driving on sidewalks, etc.**     *Seventh.* To prohibit, restrain, and regulate the driving of horses, oxen, and mules, hogs, sheep, and cattle upon the sidewalks of said city, and the sliding, skating, hauling of carts and sleds, and wheeling of wheelbarrows on said sidewalks;
- Markets, etc.**     *Eighth.* To direct the location of all slaughter-houses, mar-

kets, and buildings for storing gunpowder, oils, and other combustible substances:

*Ninth.* To prohibit, restrain, and regulate the sale of carbon <sup>Sale of ex-</sup> oil, and oils and illuminating materials that are found to be <sup>plosive oils.</sup> below the standard required to prevent their being dangerous and explosive, when used in lamps and burners;

*Tenth.* To prohibit, regulate, and restrain the laying of gas- <sup>Gas-pipes.</sup> pipes and gas-mains;

*Eleventh.* Concerning the lighting of streets and alleys, and <sup>Lighting of</sup> the protection and safety of public lamps; <sup>streets.</sup>

*Twelfth.* Concerning the buying, carrying, selling, and using <sup>Gunpowder,</sup> gunpowder, fire-crackers and fire-works manufactured or pre- <sup>etc.</sup> pared therefrom, or other combustible materials, and the exhibition of fire-works, and the discharge of fire-arms, and the lights in barns, stables, and other buildings, and to restrain the making of bonfires in streets and yards;

*Thirteenth.* To prevent the incumbering of streets, side- <sup>Incumber-</sup> walks, crosswalks, gutters, squares, parks, lanes, alleys, bridges, <sup>ing streets,</sup> in any manner whatsoever; <sup>etc.</sup>

*Fourteenth.* To prevent and punish horse-racing, and im- <sup>Horse-</sup> moderate driving or riding in any street or over any bridge, <sup>racing, etc.</sup> and to authorize the stopping and arrest of any person who shall be guilty of immoderate driving or riding in any street or over such bridge;

*Fifteenth.* To prohibit and regulate the bathing in any of <sup>Bathing.</sup> the lakes, ponds, or races within said city;

*Sixteenth.* To restrain and punish drunkards, vagrants, <sup>Drunkards,</sup> mendicants, street beggars, disorderly persons, and persons <sup>etc.</sup> found drunk in the streets;

*Seventeenth.* To establish and regulate one or more pounds, <sup>Pounds.</sup> and restrain and regulate the running at large of horses, cattle, swine, and other animals, and to authorize the impounding and sale of the same, for the penalty incurred and the cost of keeping and impounding;

*Eighteenth.* To prohibit any person from bringing and

- Unwholesome and offensive substances. depositing any dead carcass, or any unwholesome or offensive substance, within the limits of said city, and to require the removal or destruction thereof; if any person or persons shall have on his, or her, or their premises, such substance, or any putrid meats, fish, hides, or skins, and on his, or her, or their refusal to remove the same forthwith, to authorize the removal and destruction thereof by said officers of said city;
- Obstruction of an officer. *Nineteenth.* To prevent and punish the resisting and obstructing of any officer in the discharge of his duties;
- Dogs. *Twentieth.* To prevent and regulate the running at large of dogs;
- Cleaning of sidewalks. *Twenty-first.* To compel all persons to keep sidewalks in front of premises owned or occupied by them, clear from snow, ice, dirt, wood, or obstructions of any kind;
- Ringling of bells. *Twenty-second.* To regulate the ringing of bells and the crying of goods and other commodities for sale at auction or otherwise, and to prevent disorderly noises and obscene and improper language in the streets;
- Traveling physicians. *Twenty-third.* To license all traveling physicians who may visit said city for the purpose of practicing their profession for money: *Provided,* That this section shall not include any physician from abroad who may have been called to said city to consult with a resident physician;
- Provviso. *Twenty-fourth.* To regulate and establish the line upon which fences and buildings may be erected upon any street, lane, or alley in said city, and to compel such fences or buildings to be erected upon such line, by fine upon the owner or building thereof, not to exceed five hundred dollars;
- Line of fences and buildings. *Twenty-fifth.* To regulate the burial of the dead, and to compel the keeping of bills of mortality;
- Burial of dead. *Twenty-sixth.* To establish, order, and regulate the markets, regulate the vending of wood, meat, vegetables, fruits, and provisions of all kinds, and time and place for selling the same: *Provided,* That nothing herein contained shall prevent the selling of fish and wholesome meat by the quarter within the limits of said city;
- Markets. *Provviso.*

*Twenty-seventh.* To establish, regulate, and preserve public Water, etc. wells, reservoirs, and pumps, and to prevent the waste of water ;

*Twenty-eighth.* To prescribe the term of office and the duties Term of office, etc., of persons appointed. of all officers appointed by said common council, and their compensation, and the penalty or penalties for failing to perform such duties, and to prescribe the bonds and the number of sureties to be given by the officers of the city for the discharge of their duties, and the times for making the same, in cases not otherwise prescribed by law or by this act. To pre- Stand for drays, wood, hay, etc. scribe and regulate the stands for carts and carters, drays and draymen, and the stand or stands for wood, hay, and produce exposed for sale in said city, and to prescribe and regulate the weighing of hay and measuring of firewood by the persons appointed by the common council for that purpose ;

*Twenty-ninth.* To ascertain, establish, and settle the boun- Boundaries of streets, etc. daries of all streets, lanes, and alleys, and public places in said city, and remove all encroachments thereon ;

*Thirtieth.* To regulate the setting of awning and other Awnings, trees, drains, etc. posts and trees in the streets, lanes, alleys, and public places in said city ; to construct and repair sewers, drains, and bridges.

FIRES AND FIRE DEPARTMENT.

*Thirty-first.* To make all such by-laws and ordinances as By-laws and ordinances. shall be necessary to secure said city and the inhabitants thereof against injuries by fires, and thieves, robbers, and burglars at fires ; to compel the owners or occupiers of buildings to procure and keep in readiness such a number of fire-buckets as they may direct. They shall also have power to pro- Wooden buildings. hibit, forbid, and prevent the construction or erection within such (parts), streets, or districts of said city, as in their opinion the public safety may require, any wooden or frame house, store, shop, or other building, and prohibit or prevent the removing of wooden or frame buildings from any part of said

city to any lot or place within said limits, and the rebuilding and repairing the same ; and also to regulate the construction of party walls, chimneys, fire-places, and the putting up of stoves, stove-pipes, furnaces, grates, and other things that may be dangerous in causing or promoting fires ; to prohibit the burning out of chimneys in order to clean the same ; to compel and regulate the cleaning of the same ; to appoint fire-wardens to enter into all buildings to discover whether the same are in a dangerous state, and to cause all such as are in a dangerous state to be put in a safe condition ; and also to regulate the construction of all blacksmith shops, cooper shops, carpenter shops, planing establishments, bakeries, and all buildings and establishments usually regarded as extra hazardous in respect to fire ; to establish and regulate such hand fire-engine companies, hose companies, hook-and-ladder companies, steam fire-engine companies, and bucket companies as they may deem necessary, and to provide such proper buildings, engines, reservoirs, equipments, and implements as they may deem necessary ; or they may establish and construct such water-works, buildings, and machinery to supply the city with water, and for the protection thereof from fire, as they may deem necessary. To accomplish the foregoing provisions for furnishing water and the protection of the city from fire, they are hereby authorized to borrow money and to issue bonds of the city therefor, in such sums and for such amounts as they may deem necessary, not exceeding twenty thousand dollars, at a rate of interest not exceeding ten per cent per annum, and payable in not more than fifteen years from the date thereof : *Provided however*, That said bonds shall not be issued payable and due in any one year an amount exceeding two thousand dollars exclusive of interest: *Provided also*, That no more than five thousand dollars of said bonds shall be issued without a majority of the electors voting at a special or annual election, duly called, due notice of which shall be given, shall, voting by ballot, thus determine. The said common council

Party walls,  
chimneys,  
etc.

Fire-ward-  
ens.

Shops, etc.

May borrow  
money and  
issue bonds.

Proviso.

Proviso.

are hereby authorized in addition to the powers conferred in section thirty-nine of the act to which this is amendatory, to levy and collect such amount of taxes yearly on the real and personal property of said city of Greenville, as shall become due and payable on any of aforesaid bonds, both principal and interest. If, in the construction and maintenance of said works, it becomes necessary to use the grounds or property of private owners, either within or without the limits of the city, the common council are hereby authorized to institute such proceedings as are provided for in sections twenty-eight and twenty-nine of the act to which this is amendatory, for the acquirement and condemnation of lands for roads, streets, and other public grounds. The members of the fire department of said city shall be excused from the payment of poll-tax in said city, shall be excused from all duty in the militia in time of peace, and also from serving on any jury in any of the courts in the county of Montcalm; and upon the breaking out of such fire the chief engineer and his assistants, the marshal, and constables of said city, may require the assistance of bystanders to aid and assist such companies in extinguishing the fire or fires, to prevent any goods or property from being stolen or injured, and in protecting, conveying, and securing the same; and in case any bystander shall willfully refuse or neglect to comply with such requirements, he shall be punished in the manner provided by the by-laws and ordinances of said common council, who are hereby authorized to pass such by-laws and ordinances in relation thereto as they may deem necessary;

Bonds to be collected by tax.

Private property taken for works.

Members of, excused from certain duties.

*Thirty-second.* To regulate the salaries, the amount of bonds to be given, and the sureties of the clerk, marshal, and treasurer;

Salaries, etc.

*Thirty-third.* To provide for and designate a place in said city for the temporary confinement of persons charged with crimes or misdemeanors while awaiting trial or examination.

Sec. 2. This act shall take immediate effect.

Approved March 23, 1872,

## [ No. 15. ]

AN ACT to provide for a deficiency in the expense of erecting the building for the temporary use of the State offices.

Appropriation.

SECTION 1. *The People of the State of Michigan enact*, That the sum of six hundred and ninety-three dollars and ninety-four cents be and the same is hereby appropriated out of the general fund for the purpose of defraying an expense incurred in erecting the building for the temporary use of the State offices, over and above the appropriation heretofore made for that purpose.

Sec. 2. This act shall take immediate effect.

Approved March 25, 1872.

## [ No. 16. ]

AN ACT to enable non-resident guardians to obtain property in this State belonging to their wards residing in other States or Territories of the United States.

Removal of property of non-resident ward authorized.

SECTION 1. *The People of the State of Michigan enact*, That in all cases where any guardian and his ward may both be residents of any other State or Territory of the United States, and such ward may be entitled to property of any description in this State, such guardian, on producing to the probate court or other court of competent jurisdiction of the county in which such property or the principal part thereof is situated, a full and complete transcript from the records of a court of competent jurisdiction in the State or Territory in which he and his ward reside, duly exemplified or authenticated, showing that he has been appointed guardian of such ward, and that he has given a bond or security, in the State or Territory in which he and his ward reside, in double the value of the property of such ward, and also showing to such court that a removal of the property of such ward will not conflict

with the terms and limitations attending the right by which the ward owns the same, or be or become prejudicial to his interest therein, then such transcript may be entered of record in such court, and such guardian shall be entitled to receive letters or a certificate of guardianship of the estate of such minor from such court, which shall authorize him to demand, sue for, and recover any such property, and remove the same to the place of residence of himself and his ward; and such court may order any resident guardian, executor, or administrator having any of the estate of such ward, to deliver the same to such non-resident guardian: *Provided*, All debts in *Provide*. favor of residents or citizens of this State, known to exist against such estate, whether due or to become due, have been first paid or payment tendered: *And provided also*, That the benefit *Provide*. of this act shall not extend to any resident of any State or Territory in which a similar law to this does not now exist or may not hereafter be passed.

Sec. 2. This act shall take immediate effect.

Approved March 25, 1872.

[ No. 17. ]

AN ACT to amend sections one and six of title two of act number two hundred and thirty-seven of the Session Laws of eighteen hundred and seventy-one, entitled "An act to amend and revise an act entitled 'An act to incorporate the city of Holland,'" approved March twenty-five, eighteen hundred and sixty-seven.

SECTION 1. *The People of the State of Michigan enact*, That *Sections amended*. sections one and six of title two of act number two hundred and thirty-seven of the Session Laws of eighteen hundred and seventy-one, approved March twenty-three, eighteen hundred and seventy-one, entitled "An act to amend and revise an act



entitled 'An act to incorporate the city of Holland,'" approved March twenty-five, eighteen hundred and sixty-seven, be and hereby is amended so as to read respectively as follows:

## TITLE II.

Officers  
elected by  
city.

SECTION 1. The following officers shall be elected by the qualified electors of the whole city, viz: One mayor, one clerk, who shall be *ex officio* school inspector, one treasurer, who shall be *ex officio* collector, one marshal, two school inspectors, one recorder, four justices of the peace, and one supervisor; and the following officers of the corporation shall be elected by the qualified electors of their respective wards, viz: two aldermen and one constable.

Elected by  
wards.

Officers and  
terms of  
office.

Sec. 6. At each annual election there shall be elected in each ward by the qualified electors thereof one alderman, who shall hold his office for the term of two years, and one constable, who shall hold his office for the term of one year, and there shall also be elected by the electors of the whole city, voting in their respective wards, one mayor, one treasurer, one supervisor, and one marshal, who shall each hold their respective offices for the term of one year. At the first annual election after the passage of this act, and at the annual election every two years thereafter, there shall be elected in said city by the qualified electors thereof, voting in their respective wards, one clerk, who shall hold his office for the term of two years. At the first annual election after the passage of this act, and at the annual election every three years thereafter, there shall be elected in said city by the electors thereof, voting in their respective wards, one recorder, who shall hold his office for the term of three years. The present incumbents of the office of justice of the peace in and for said city whose terms of office expire respectively in the years one thousand eight hundred and seventy-one and one thousand eight hundred and seventy-two, shall continue to hold such office until the expiration of the term for which they were elected. At the first annual

lection after the passage of this act, there shall be elected by <sup>idem.</sup> the electors of the whole city, voting in their respective wards, one justice of the peace whose term of office shall expire in the year one thousand eight hundred and seventy-three, one justice of the peace whose term of office shall expire in the year one thousand eight hundred and seventy-four, and one justice of the peace whose term of office shall expire in the year one thousand eight hundred and seventy-five, and annually thereafter, one justice of the peace, who shall hold his office for the term of four years. A neglect to elect any of the officers provided for in this section, at the time provided, shall be considered as a vacancy, and the electors of said city of Holland shall have the right to fill such vacancy at any annual or special election, due notice of which shall be given.

Sec. 2. This act shall take immediate effect.

Approved March 25, 1872.

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[ No. 18. ]

AN ACT to amend sections nine and thirty-nine of act number three hundred and fifty-two of the Session Laws of eighteen hundred and sixty-seven, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March sixteen, eighteen hundred and sixty-seven, and to add a new section thereto, to stand as section ninety.

SECTION 1. *The People of the State of Michigan enact, That* <sup>Sections amended.</sup> sections nine and thirty-nine of act number three hundred and fifty-two of the Session Laws of eighteen hundred and sixty-seven, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March sixteen,

eighteen hundred and sixty-seven, be and the same are hereby amended so that said sections shall read as follows:

**Taxes.**

Sec. 9. The common council shall have authority to assess, levy, and collect taxes on real and personal estate taxable in said city, which taxes shall be and remain a lien on the property so assessed until the same shall be paid: *Provided*, that said council shall not raise by general tax, for city purposes, more than the rate of two per cent upon the total assessed valuation of the property in said city in any one year, exclusive of school taxes and taxes for highway purposes, unless authorized therefor by a vote of the property-holding tax-payers of said city, who are electors, when convened for that purpose, pursuant to previous notice.

**Previous limitation.**

**Jurisdiction of recorder's court.**

Sec. 39. The recorder of said city shall have power to hold a court, to be called the recorder's court of Grand Haven, having concurrent jurisdiction with courts held by justices of the peace, to inquire into, hear, try, and determine charges and offenses committed within said city against any of the ordinances made by the common council of said city, and to punish the offenders as by said ordinances prescribed; and also to prosecute all prosecutions and proceedings in behalf of the people of this State for all crimes, misdemeanors, and offenses cognizable by justices of the peace, arising under the laws of this State, and committed within the corporate limits of said city. All such prosecutions and proceedings may be commenced and prosecuted before the said recorder in the same manner as before justices of the peace, and all the provisions of law relating to such prosecutions and proceedings before justices of the peace shall be equally applicable to said recorder's court. The records of said court and all papers filed therein shall be delivered by the recorder to his successor in office, who shall proceed to try all cases undetermined without notice to parties.

**Section added.**

Sec. 2. There shall be added to said act number three hundred and fifty-two, a new section, to stand as section ninety to read as follows:

Sec. 90. There shall be four justices of the peace in said <sup>Justices of the peace.</sup> city, who shall be elected at the annual election to be held in said city on the first Monday of April, in the year eighteen hundred and seventy-two; one for the term of four years, one for the term of three years, one for the term of two years, and one for the term of one year; and at each annual election thereafter one justice of the peace shall be elected for the term of four years. Each of said justices of the peace shall file his <sup>Filing oath and bond.</sup> official bonds and his oath of office, which oath of office shall be filed with the clerk of the county of Ottawa, and shall enter on the duties of his office within ten days after receiving notice of his election, and shall hold his office for the term which he was elected and until his successor shall be elected and qualified. The said justice of the peace shall have like <sup>Powers and duties.</sup> powers and be subject to the same duties and liabilities as justices of the peace in the several townships of this State.

Sec. 3. All parts of said act number three hundred and fifty-<sup>Parts of act repealed.</sup> so inconsistent with the provisions of this act are hereby repealed.

Sec. 4. This act shall take immediate effect.

Approved March 25, 1872.

[ No. 19. ]

AN ACT to amend section seven of act number two hundred and thirty-one of the Session Laws of eighteen hundred and seventy-one, entitled "An act to reincorporate the village of South Haven, and to repeal all inconsistent acts and parts of acts," approved March eighteenth, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact,* <sup>Section amended.</sup> that section seven of act number two hundred and thirty-one of the Session Laws of eighteen hundred and seventy-one, entitled "An act to reincorporate the village of South Haven,

and to repeal all inconsistent acts and parts of acts," approved March eighteen, eighteenth hundred and seventy-one, be amended so as to read as follows:

President and trustees to pass by-laws, etc., relative to duties of officers.

Sec. 7. The president and trustees shall have power to ordain and establish by-laws, rules, and regulations, and to alter and repeal the same at pleasure, for the following purposes, viz: For prescribing the duties of the treasurer, assessor, and such other officers for said village as they may deem neces-

Public property.

sary; concerning the corporate property and public places and buildings of said village, for the preservation and maintenance

Police. Public peace Riots.

thereof; to regulate the police thereof; to preserve the public peace; to prevent riots, disturbances, and disorderly assem-

Fire-department, etc.

blages; to appoint watchmen and policemen, and organize a fire department, and define their duties and prescribe penalties

Disorderly persons.

for their delinquencies; to restrain, apprehend, and punish vagrants, mendicants, drunkards, and all disorderly persons;

Gaming-houses, etc.

to punish lewd and lascivious behavior on the streets or in other public places; to suppress and restrain disorderly and

Licenses.

gaming houses, billiard tables, and other devices and instruments of gaming; and shall have the exclusive power and

Liquors.

authority to license persons as tavern-keepers and common victualers, as they shall think best (but no license shall be in

force except during the life of the board granting the same); and shall have power to prevent the selling or giving away, or

in any other manner disposing of, spirituous or fermented liquors to drunkards, minors, or apprentices; to prevent and

Immoderate driving, etc. Nuisances.

punish immoderate riding or driving in the streets; to abate, prevent, and remove nuisances; to suppress all disorderly

Disorderly houses.

houses and houses of ill-fame, and to punish the inmates and keepers thereof; to prevent and compel the removal of all

Incumbrances upon streets, sidewalks, etc.

incumbrances, encroachments, and obstructions upon the streets, walks, lanes, alleys, parks, and public grounds; to

compel the owners or occupants of lots to clear sidewalks in front of and adjacent thereto of snow, ice, dirt, mud, boxes,

and every incumbrance or obstruction thereto; to regulate the

orage of powder, lumber, or other combustible material; to Powder, lumber, etc.  
 prevent the use of fire-arms, slung-shots, and other weapons Fire-arms,  
 and fire-works; to construct and regulate markets, the vend- Markets, vending of meats, etc.  
 ing of poultry, meats, vegetables, fruits, and fish; to regulate Sale of hay, wood, etc.  
 the sale of hay, wood, lime, lumber, and coal; to regulate the  
 weighing of vessels containing liquors, the sealing of weights Weights and measures.  
 and measures; to establish, maintain, and regulate pounds, Pounds and impounding of cattle, etc.  
 and to provide for the restraint of horses, cattle, sheep, swine,  
 mules, and other animals, geese, and other poultry; to prevent Dogs.  
 the running at large of dogs, to require them to be muzzled,  
 and to authorize their destruction if found at large in violation  
 of any ordinance; to regulate and license cartmen, porters, hacks, Hacks, etc.  
 cabs, and regulate their rates of compensation; to prevent Kunners.  
 kunners from soliciting travelers; to construct hydraulic works Hydraulic works.  
 to supply the village with water; to light the streets; to borrow Lighting of streets.  
 any sum of money to be used exclusively for the purchase of Borrowing money for water-works and parks.  
 grounds, rights, privileges, materials, and in making improve-  
 ments connected with a water supply and public parks in said  
 village, not exceeding the sum of fifty thousand dollars, and Limit.  
 at a rate of interest not exceeding ten per cent per annum,  
 and to fix the time and places of payment of principal and  
 interest, and to issue bonds or other evidences of indebtedness Bonds.  
 of said village for the payment of the same: *Provided, That* Proviso relative to submitting question of borrowing money to electors.  
 it shall not be lawful for said president and trustees to borrow  
 any portion of said sum of money unless the question of bor-  
 rowing the same shall have been first submitted to the electors  
 of said village at its annual election, or at a special election  
 called for that purpose by the president and trustees, two-  
 thirds of the electors voting at said election voting therefor by  
 ballot; to establish wells and cisterns, and prevent the waste Water.  
 of water; to prevent bathing in public streams and in Lake Bathing.  
 Michigan; to purchase grounds for and regulate cemeteries Cemeteries, etc.  
 and the burial of the dead, and to provide for the return of  
 the bills of mortality, and to order the use, for burial purposes,  
 of any burying-grounds or cemetery to be discontinued when-

	ever they may deem the same necessary and for the best
Boundaries and grades of streets.	ests or health of the citizens; to ascertain, establish
Fences.	settle the boundaries of all the streets and alleys, and to
Line of buildings.	lish grades therefor; to regulate the building of partic
Unsafe buildings.	other fences; to establish lines upon which buildings r
Fire apparatus, etc.	erected, and beyond which such buildings shall not e
	to prevent the erection of buildings in an unsafe manne
	to pass all necessary regulations relative to buildings d
	unsafe; to purchase and keep in order fire-engines and
	fire apparatus, and to construct buildings to store then
	to cause each building occupied as a house, store or sh
	be provided with fire-buckets and ladders; to est
Fire-limits.	fire-limits within which no wooden building shall be
Party walls and chimneys.	enlarged, or placed; to regulate party walls, ch
Smith-shops and other extra hazardous buildings.	flues, and putting up stoves and stove-pipes; to re
Duties, fees, etc., of village officers.	the construction of smith shops, planing establish
	bakeries, and all other buildings considered extra h
	ous; to guard against fires; to regulate the duties, p
	and fees of the village officers; to prescribe the man
Saloons, etc.	conducting and the hours of closing all places of reso
	amusement, and of saloons and drinking-houses in said vi
Posts and shade trees.	to prescribe the setting of posts and shade-trees; to p
Sidewalks, streets, etc., and taxes for the same.	for the construction of sidewalks and repairing the san
	grade the walks, streets, alleys, and to prescribe the man
	planking or paving them, the cost and expense of which
	paid by assessment on the lots in front of or adjoining
	either or all of said improvements shall be made, but not
	wise, but no one of said improvements, except paving, sh
	made unless the individuals owning more than one-half
	property to be assessed for the same improvement shall
	tion the president and trustees for that purpose; to cons
Culverts, etc.	and keep in repair the public highways, culverts, and se
New streets.	to lay out new streets and alleys, and extend those alread
	out under the restrictions provided in this act; to vacate s
Taxes.	and alleys; to prescribe the levying and collection of the

way and other taxes; to provide for taking a census whenever Census.  
they may see fit; to regulate the running of locomotives and Rail and plank roads.  
cars within the limits of the village; to regulate the grades of  
rail or plank roads; to license and regulate theaters, shows, Theaters and shows.  
and concerts; to regulate and tax, at their discretion, auction- Auctioneers, etc.  
eers or auction sales, gift enterprises, hawkers, hucksters, ped-  
dlers, and pawn-brokers; to provide for removing drift-wood Cleaning river and lake of obstruction.  
and clearing the Black river and Lake Michigan within the  
limits of the corporation, and to prevent the placing therein  
of any obstructions and depositing of all filth or impure matter  
tending to render the water thereof unwholesome; to rail and Curbing, etc. of walks.  
curb, where necessary, all walks at the expense of the owners  
of the adjoining lots; to levy taxes on all personal and real Taxes.  
estate within the limits of the village, except property belong-  
ing to the village, town, county, or State, excepting, also,  
places of public worship, belonging to any church or congrega-  
tion, and all grounds and buildings used exclusively for  
educational purposes; to take the land of any person for the Taking of private property for public purposes.  
purpose of constructing, widening, or extending streets, but  
not until said individuals shall be paid the value thereof,  
and of all buildings upon said land, and all damages he will  
sustain as provided for in this act; for the violation of any Fines, etc.  
by-laws, rules, and regulations such reasonable penalties and  
fines may be imposed by the law itself as the president and  
trustees may deem proper, and when any fine or penalty shall Recovery of same.  
not exceed one hundred dollars the same may be recovered  
before any justice of the peace of the township of South Haven;  
and any interest the inhabitants of the village of South Haven,  
as a corporate body, may have in the fine and penalty to be  
recovered shall not disqualify any inhabitant of said village  
to try said cause or serve as a juror, or to be a witness therein;  
and the circuit court of the county of Van Buren shall also  
have jurisdiction over all fines and penalties imposed by said  
by-laws.

Sec. 2. This act shall take immediate effect.

Approved March 25, 1872.



[ No. 20. ]

AN ACT to amend sections twelve, twenty-five, twenty-six, twenty-seven, forty-two, forty-three, forty-four, and forty-five of an act entitled "An act to incorporate the village of Nashville," approved March twenty-six, eighteen hundred and sixty-nine.

Sections  
amended.

SECTION 1. *The People of the State of Michigan enact*, That sections twelve, twenty-five, twenty-six, twenty-seven, forty-two, forty-three, forty-four, and forty-five of an act entitled "An act to incorporate the village of Nashville," approved March twenty-six, eighteen hundred and sixty-nine, be and hereby are amended so as to read respectively as follows :

Vacancies  
filled by ap-  
pointment.

Sec. 12. In case a vacancy shall occur in any of the office of said village, the same may be supplied by appointment of the common council.

Recorder to  
keep corpo-  
rate seal, and  
record of  
ordinances.

Sec. 25. The village recorder shall safely keep the corporate seal, and all the books, papers, and files belonging to said village, and shall make a record of the proceedings of the common council, whose meetings it shall be his duty to attend, and make a record of all ordinances and by-laws passed by the common council, in proper books to be provided therefor; and copies of all papers duly filed in his office, and transcripts from the records of the common council, certified by him under the corporate seal of the village, shall be evidence in all places of the matters therein contained; and he shall keep an accurate account, in books provided for such purpose, under appropriate heads, of all expenditures, and of all orders drawn upon the village treasury, which account shall specify the purpose for which such orders were drawn, and he shall, on or before the first day of October in each year, make and deliver to the assessor of said village a certified copy of all statements of file or of record in his office, of moneys proposed to be raised therein by taxation for all purposes, together with a statement of the aggregate amount thereof.

To keep  
accounts.

Treasurer to  
keep mon-  
eys.

Sec. 26. It shall be the duty of the treasurer of said village to collect all village taxes, and he shall have the custody of all

moneys belonging to said village, and shall keep an account of all receipts and disbursements thereof, and shall pay no moneys out of the treasury except upon warrants signed by the recorder and countersigned by the president; and he shall exhibit to the common council as often and for such periods as they may require, a full and detailed account of all receipts and expenditures, and shall also, when so required, exhibit a general statement showing the financial condition of the treasury and all other matters relating to his office.

To make statement of receipts and expenditures

Sec. 27. The village marshal shall be chief of police of the village, and he shall see that the laws are enforced. It shall be his duty to serve all processes that may be lawfully delivered to him for service, and he is hereby vested with all the powers and duties conferred by laws on constables elected in townships; he shall have power and authority, and it shall be his duty, with or without process to apprehend any person found disturbing the peace, or offending against any of the provisions of this act or the by-laws and ordinances of the village, and to take such person before any justice of the peace of the town of Castleton, to be dealt with as the laws and ordinances of said village shall provide, and may apprehend and imprison any person found drunk in the streets of said village until such person shall become sober; and he shall have power to enter into any disorderly or gaming-house, or dwelling-house, or any other building where he may have good reason to believe a felon is secreted or harbored, and where any person is who has committed a breach of the peace, or where any breach of the peace is being committed; and is authorized to command the assistance in the discharge of such duties of any of the citizens of said village, if deemed by him necessary: *Provided*, That nothing in this act shall be so construed as to authorize the service by said marshal of a process issued by a justice of the peace in civil cases.

Marshal to be chief of police.

To arrest offenders.

To enter disorderly houses.

Proviso relative to civil cases.

Sec. 42. The assessor of said village shall, once in each year, between the second Monday of April and the second Monday of May, make an assessment roll, containing a description of

Assessment roll and duties of assessor.

all the property, both real and personal, liable to taxation in said village, and the name of the owner or occupant, or agent thereof, if known, and the names of all persons liable to pay a capitation or poll-tax, as provided for in this act, and shall estimate and set down in such roll the valuation of all such property at its fair cash value, placing the value of personal property on a separate column; and it shall be his duty to be present at his office on the third Monday of May, in each year, from eight o'clock in the forenoon until twelve o'clock noon, and from one o'clock in the afternoon until five o'clock in the afternoon, for the purpose of reviewing his assessment roll, and on that day the assessor, on the application of any person interested, may reduce the said valuation on sufficient cause being shown, on oath, to the satisfaction of the assessor, which oath the assessor is hereby authorized to administer. If

corrections.

Sec. 43. It shall be the duty of the assessor, immediately after the recorder shall have delivered to him a certified copy of all statements on file, or of record, in his office, of moneys proposed to be raised in said village by taxation, as provided in section twenty-five, and on or before the first Monday in December, to estimate and cause to be set down, in a column opposite to the several sums therein set down as the value of real and personal estate, the respective sums, in dollars and cents, to be paid as a general tax or assessment thereon; and the tax upon real estate shall be set down in a column by itself, and the school, library, two-mill tax, and school-house taxes in one column, the highway taxes in another, and any

assessor to complete.

taxes to be set down in different columns.

special tax or assessment for public or local improvements, authorized by any provision of this act, in another, and any poll-tax, or tax upon the owners or keepers of dogs, authorized by this act, in another, and the last column of said roll shall contain the total amount of taxes. On or before the first Monday in December, the assessor shall deliver to the village treasurer a copy of said roll, and shall annex to said copy a warrant, under the hands of the president and recorder, commanding the treasurer to collect from the several persons named in said roll, the several sums mentioned in the last column thereof, opposite their respective names, on or before the first day of February then next; and the said warrant shall authorize the treasurer, in case any person named in the assessment roll shall neglect or refuse to pay his tax, to levy the same by distress and sale of the goods and chattels of such persons. Before the assessor shall deliver such assessment roll and tax list to the village treasurer, he shall carefully foot up the several taxes therein levied, and shall give to the village recorder a statement thereof, and the village recorder shall immediately charge the amount of such taxes to the village treasurer.

Copy to be delivered to village treasurer, with orders to collect.

Assessor to give statement to recorder.

Sec. 44. The treasurer, upon receiving the said copy of tax roll and warrant, shall, for the purpose of collecting the taxes therein mentioned, be and remain at his office or place of business on Friday of each and every week after receiving said roll, until and including the last Friday in the month of December; and upon all taxes paid or tendered to him on such days, or at any other time, before the first day of January next thereafter, he shall add one per cent for collection fees; and upon all taxes collected by him after the said first day of January, he shall add four per cent for collection fees, and the fees so added and collected shall be in full for his services as village treasurer, except as hereinafter provided. In case of a refusal or neglect to pay such taxes, the treasurer is hereby authorized and required to levy the same by distress and sale

Treasurer to collect.

Per cent added.

When may sell property for taxes.

of the goods and chattels of the person who ought to pay the same, wherever found in said village, together with the costs and charges of such distress and sale, and may take any security that can be taken by township treasurers in the collection of taxes; and he shall give the same notice, and sell in the same manner, as township treasurers are required to do, and return any surplus to the owner of the property, in accordance with the laws of this State.

Taxes remaining unpaid.

Sec. 45. At the expiration of the time mentioned in the warrant annexed to said copy of tax-roll, and the time for which said warrant may be renewed, if any of the taxes mentioned in said roll shall remain unpaid, and the treasurer shall be unable to collect the same, he shall make in said roll, or permanently attach thereto, a statement in writing, under oath, of all taxes so remaining unpaid; and if the same or any

Real estate.

thereof are assessed upon real estate, such statement shall contain a description of each parcel of land upon which the taxes so assessed have not been paid; and further, that he has not been able to collect the same, nor upon diligent inquiry has he been able to discover any goods or chattels subject to levy, belonging to the persons charged with or liable to pay such tax, and deliver such statement and copy of tax-roll to the recorder of said village within five days thereafter, and upon the return of the same the recorder shall credit the treasurer with the amount so remaining unpaid; and for making said return the treasurer shall be entitled to receive one dollar and fifty cents together with two per cent on all taxes returned as delinquent to be paid to him out of the village treasury, but no treasurer shall be allowed more than five dollars, including

Fees.

Treasurer to make statement of moneys collected.

two per cent, for making his return. The village treasurer shall also make out, under oath, a statement of all moneys collected by him on account of taxes, and deliver such statement to the village recorder, who shall file and preserve the same in his office.

Sec. 2. This act shall take immediate effect.

Approved March 28, 1872.

[ No. 21. ]

AN ACT to amend section twenty-two of act number three hundred and seventy-two of the Session Laws of eighteen hundred and sixty-seven, entitled "An act to revise the charter of the city of Flint," approved March twentieth, eighteen hundred and sixty-seven, as amended by act number two hundred and twenty-eight of the Session Laws of eighteen hundred and seventy-one, approved March eighteenth, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact, That* <sup>Section amended.</sup> section twenty-two of act number three hundred and seventy-two of the Session Laws of eighteen hundred and sixty-seven entitled "An act to revise the charter of the city of Flint," approved March twentieth, eighteen hundred and sixty-seven, as amended by act number two hundred and twenty-eight of the Session Laws of eighteen hundred and seventy-one, approved March eighteenth, eighteen hundred and seventy-one, be and the same is hereby amended so that the same shall read as follows:

Sec. 22. For the purpose of defraying the general expenses <sup>Taxes.</sup> and liabilities of said city, the common council may cause to be raised annually, by tax upon the real and personal property within said city, such sum as they may deem necessary, not <sup>Limit of.</sup> exceeding one per cent on the valuation of such real and personal property within the limits of said city, according to the valuation thereof, as shall appear on the assessment rolls for the year. And the common council, in addition thereto, <sup>Highway taxes.</sup> may cause to be raised in each ward, respectively, such amount of taxes for street or highway purposes as they may deem necessary, not exceeding one-half of one per cent on the valuation of the real and personal property within said city, as shall appear from the said assessment rolls; which taxes shall be levied, assessed, and collected on the same rolls as the other city taxes. But all such street or highway taxes shall be passed to the credit of, and be expended in, the ward in which the same may be collected for street or highway pur-

poses, and not otherwise; and no part of such highway fund shall be used for paving streets. All bridges within the limits of said city shall be built and kept in repair at the expense of said city. The common council of said city is hereby authorized to cause to be raised, in addition to all other taxes, a sufficient amount of tax annually for that purpose, which tax shall be known as "Bridge tax," and shall be used for no other purpose.

Sec. 2. This act shall take immediate effect.

Approved March 28, 1872.

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[ No. 22. ]

AN ACT to amend sections one, two, three, four, five, nine, and eleven of act number three hundred and nine of the Session Laws of eighteen hundred and sixty-seven, approved March ninth, eighteen hundred and sixty-seven, entitled "An act to organize union school district of the city of Flint," as amended by act number three hundred and seventy-five of the Session Laws of eighteen hundred and seventy-one, approved March twenty-fifth, eighteen hundred and seventy-one.

Sections  
amended.

SECTION 1. *The People of the State of Michigan enact*, That sections one, two, three, four, five, nine, and eleven of act number three hundred and nine of the Session Laws of eighteen hundred and sixty-seven, approved March ninth, one thousand eight hundred and sixty-seven, entitled "An act to organize union school district of the city of Flint," as amended by act number three hundred and seventy-five of the Session Laws of eighteen hundred and seventy-one, approved March twenty-fifth, eighteen hundred and seventy-one, be and the same are hereby amended so that the same shall read as follows :

School dis-  
trict organ-  
ized.

SECTION 1. *The People of the State of Michigan enact*, That the territory now embraced within the city of Flint, and such

territory lying contiguous thereto as did on the first Monday of September in the year of our Lord one thousand eight hundred and seventy constitute a part of school district number one of the township of Flint, and also such other territory as now constitutes a part of fractional school district number two of the city of Flint and townships of Flint and Burton, and such other contiguous territory as may be hereafter thereto annexed for school purposes, shall constitute a single school district, and shall be known and designated as "Union School District of the City of Flint;" and such school district shall have all the powers and privileges conferred upon school districts by general law, and in addition thereto such as are hereinafter conferred by this act. Powers and privileges.

Sec. 2. At the annual meeting of said union school district, to be held on the first Monday of September, in the year one thousand eight hundred and seventy-two, the qualified voters of said district shall elect by ballot one trustee for the term of one year, one trustee for the term of two years, and three trustees for the term of three years (who, with four trustees holding over, will constitute a board of nine trustees), and annually thereafter, in the same manner, they shall elect three trustees who shall hold their offices for the term of three years and until their successors shall have been elected and qualified. The said trustees shall always be so elected that three members of said board shall reside in that part of said district lying northerly of Flint river, and six members of said board shall reside in that part of said district lying southerly of Flint river. Meeting for the election of trustees. Term of office. Where trustees to reside.

Sec. 3. Within ten days after such annual meeting the board of trustees shall meet and elect, from their own number, a president, secretary, and treasurer, who shall severally hold their offices one year and until their successors are duly elected, and whose powers and duties shall be the same as those conferred upon and required of the moderator, director, and assessor of school districts in this State, except so far as the Election of president, etc. Powers and duties of.



same are varied by this act, and who shall be *ex-officio* school inspectors of said union school district, with the powers and duties of school inspectors of townships, and shall make their report directly to the clerk of the county of Genesee. Said board of trustees shall have power to fill any vacancy that may occur in their number until the next succeeding annual election. Said board of trustees, before hiring any teacher, shall examine into his or her qualifications, and all teachers employed by said board shall be deemed legally qualified teachers without further examination.

**Vacancies.** **Examination of teachers.** **Board to determine the number of schools to be taught, etc.** **Appoint-ment of superintendent and management of school and school property.** **Provision to be made for school-house building.** **Provision to be made for school-house.**

Sec. 4. Said board shall have power to determine the number of schools that shall be taught in said district, and the length of time school shall be taught in each, and to fix the time for the annual commencement of said schools: to appoint a superintendent of schools for said district, and to define his powers and duties: to hire all necessary teachers and fix the amount of their compensation: to classify and grade the several schools, and determine the ages, qualifications, and terms for admission thereto, and the conditions for remaining therein, and to assign the scholars to the schools or departments they shall attend: to adopt courses of study and text-books: to make such rules and by-laws as they may deem necessary for the preservation of the property of the district, for the government of the schools thereof, and in reference to all other matters connected therewith: to levy and collect such sums as they may deem proper for the tuition of such and every scholar taught in said schools who is not actually a resident of said district, and to locate the sites for any and all school-houses in said district, and to change the location thereof when they shall deem it necessary: *Provides* however, That the site for the high school building of said district shall be located and established, and shall be and remain, at some point in said city north of the line of Third street, in the second and third wards of said city: *And provides* further, That the site for said high school building shall not be changed without a two-thirds vote of the directors of said district.

Sec. 5. The qualified voters of said district may, by a majority <sup>Meeting to raise tax.</sup> vote of those present and voting at any annual meeting, or at any special meeting called for such purposes, raise by tax, upon the taxable property of the district, such sum or sums as shall be necessary to purchase lots, build school-houses and furnish the same, provide apparatus and fuel, pay for repairs and all necessary incidental expenses, and make the several <sup>May make tuition free.</sup> schools of the district free of tuition to the resident scholars thereof; and may authorize the board of trustees to borrow <sup>Issue bonds.</sup> money on the bonds of the district for such term of years, and at such rate of interest (not exceeding ten per cent per annum), as the meeting may direct, for the purpose of purchasing sites for school-houses, building school-houses and making additions thereto, or for the payment of bonds of the district to become due.

Sec. 9. Said school district hereby reorganized shall succeed <sup>Entitled to school property within its limits.</sup> to and be entitled to demand and receive all moneys and other rights of whatsoever nature, belonging to any school districts within the limits specified in section one of this act; and all real and personal property situate in said districts or either of them, and hitherto belonging thereto, shall by force of this act become the property of said union school district hereby <sup>Debts.</sup> reorganized; and all debts and liabilities of any or either of said districts shall become the debts and liabilities of said union school district hereby reorganized.

Sec. 11. The trustees of the present fractional school district <sup>Meeting for election of trustees.</sup> number two of the city of Flint and the towns of Flint and Burton, shall meet at the office of the clerk of said city of Flint at seven o'clock in the afternoon on the fourth Monday of April, in the year one thousand eight hundred and seventy-two, and shall by ballot elect from their own number three trustees who shall <sup>Term of office.</sup> hold their offices until the first Monday of September, in the year one thousand eight hundred and seventy-two, and until their successors shall be elected and qualified, who shall immediately thereupon become trustees of said union school dis-

Powers and  
duties.
   
 Provide.
   
 trict as hereby reorganized, and shall thereupon become mem-  
 bers of the board of trustees of said district, and with the  
 present six trustees of said district shall constitute a board of  
 nine trustees, who shall possess all the powers and perform all  
 the duties provided for in this act and by general law: *Pro-*  
*vided*, That no change shall be made during the present school  
 year, in the manner of conducting the schools in that part of  
 the district heretofore organized as fractional school district  
 number two of the city of Flint and townships of Flint and  
 Burton.

Sec. 2. This act shall take immediate effect.

Approved March 28, 1872.

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[ No. 23. ]

AN ACT to provide for the payment of the officers and mem-  
 bers of the Legislature for the extra session of the year one  
 thousand eight hundred and seventy-two.

Appropri-  
ation.

SECTION 1. *The People of the State of Michigan enact*, That  
 there be and is hereby appropriated, out of any money to the  
 credit of the general fund, a sum not exceeding twelve thousand  
 dollars, for the payment of the officers and members of the  
 Legislature for the present session.

Compensa-  
tion of mem-  
bers.

Sec. [2.] The compensation of the President and members of  
 the Senate, and of the Speaker and members of the House of  
 Representatives, shall be three dollars per day each, for actual  
 attendance, and when absent on account of sickness, during  
 the present extra session of the Legislature, and ten cents for  
 every mile actually traveled in going to and returning from  
 the place of meeting on the usually traveled route; and to  
 the members of the Senate and House of Representatives from  
 the Upper Peninsula two dollars per day each additional.

Mileage.

Members  
from Upper  
Peninsula.

Stationery.

Each member of the Senate and House of Representatives

shall be entitled to receive five dollars for stationery and newspapers. The compensation of the Secretary, Engrossing and Enrolling Clerk, and Clerk of the Judiciary Committee, and Sergeant-at-Arms of the Senate, and their authorized assistants, and of the Clerk, and Engrossing and Enrolling Clerk, and Clerk of the Judiciary Committee, and Sergeant-at-Arms of the House of Representatives, and their authorized assistants, shall be three dollars per day each for actual attendance during the session, and ten cents for every mile actually traveled in going to and returning from the place of meeting, on the usually traveled route. The compensation of the firemen of the Senate and House of Representatives, and their authorized assistants, and of the postmaster of the Legislature and the keeper of the cloak rooms, shall be three dollars per day, and that of messenger boys two dollars per day, for the time actually employed in attendance during the session, and five cents per mile for every mile actually traveled in going to and returning from the place of meeting, on the usually traveled route.

Sec. 3. Such sums as may be due, under the provisions of this act, to the Secretary of the Senate and Clerk of the House of Representatives, shall be certified by the presiding officers of the respective Houses, and countersigned by the Auditor General; and such sums as may be due the President of the Senate and Speaker of the House of Representatives, shall be certified by the Secretary or Clerk of the respective Houses, and countersigned by the Auditor General; and such sums as may be due to the members and officers of either House, shall be certified by the Secretary or Clerk, and countersigned by the presiding officer of the respective Houses; and the State Treasurer, upon the presentation of such certificates, countersigned as provided in this section, is hereby authorized and directed to pay the same.

Sec. 4. This act shall take immediate effect.

Approved March 28, 1872.

[ No. 24. ]

AN ACT to amend section one of act number four hundred and thirteen of the Session Laws of eighteen hundred and seventy-one, approved April fifth, one thousand eight hundred and seventy-one, being "An act appropriating certain non-resident highway taxes for the improvement of the Port Sanilac and Tuscola State road."

Section  
amended.

SECTION 1. *The People of the State of Michigan enact,* section one, of act number four hundred and thirteen of the Session Laws of eighteen hundred and seventy-one, approved April fifth, eighteen hundred and seventy-one, being an act appropriating certain non-resident highway taxes for the improvement of the Port Sanilac and Tuscola State road, amended so as to read as follows:

Non-resi-  
dent high-  
way tax ap-  
propriated  
for State  
road.

SECTION 1. *The People of the State of Michigan enact,* all the non-resident highway taxes assessed and unexpended for the year eighteen hundred and seventy, and hereafter assessed for three years thereafter, on all lands lying within three miles on either side of so much of the Port Sanilac and Tuscola State road, except sections four, five, six, seven, sixteen, seventeen, and eighteen, in town eleven north, of range thirteen east, and sections one, twelve, and thirteen, in town eleven north, of range thirteen east, as is situated west of the southeast corner of section thirty-three, town twelve north, of range fifteen east, to the west line of Sanilac county, be and the same are hereby appropriated for the improvement of the State road.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 25. ]

AN ACT to amend sections two and four of an act entitled "An act to incorporate the village of Laingsburg," approved April eighth, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact, That* Sections amended.  
sections two and four of an act entitled "An act to incorporate the village of Laingsburg," approved April eighth, eighteen hundred and seventy-one, be and the same are hereby amended so as to read as follows :

Sec. 2. The male inhabitants of said village, having the First election.  
qualifications of electors under the Constitution of this State, shall meet in said village, at the "American House," on the second Monday in April, eighteen hundred and seventy-two, and on the first Monday in March, annually thereafter, at such place as shall be provided in the by-laws of said village, and there, by ballot, shall elect, by plurality of votes, one person to be president of said village; and two persons shall in like Officers and terms of office.  
manner be elected trustees for one year, and two for two years; and there shall be elected a treasurer, clerk, marshal, and assessor; and annually thereafter, a president, treasurer, clerk, marshal, and assessor shall be elected as aforesaid, who shall hold their respective offices for one year, or until their successors are elected and qualified; and two trustees shall be elected who shall hold their offices for two years, or until their successors are elected and qualified; but if an election of Of failure to elect at specified time.  
president and trustees shall not be made on the day provided in this act, the corporation shall not for that reason be dissolved, and it shall be lawful to hold such election at any time thereafter, five days' previous public notice being given by the inspectors named in section four of this act, or a majority of them, of the time and place of holding such election, by posting written or printed notices in five of the most public places in said village; and afterwards, all elections shall be held as provided for in this act. The president and Village board.  
two trustees thus elected, together with the two trustees whose

term of office is unexpired, shall constitute a village board, and a majority of the board shall constitute a quorum for the transaction of business, and a less number may adjourn from time to time. The president shall also be the chief executive officer of the village. He shall preside at the meetings of the board, and it shall be his duty to see that all the officers of said village faithfully discharge their duties; and in case of his absence or inability to serve, the trustees shall have power to elect from their own number a president *pro tempore*, who shall have all the powers and perform all the duties of president.

Inspectors  
of first  
election.

Proviso  
relative to  
vacancies.

Sec. 4. At the first election to be held in said village, under this act, Horace P. Dodge, George L. Gibbs, and Gillman J. McClintock of said village are hereby appointed and shall constitute a board of inspectors of election, each of whom shall before the opening of said polls take an oath before some person authorized to administer oaths, that he will support the Constitution of the United States and the Constitution of this State, and faithfully discharge the duties of inspectors of such election; and said board shall conduct said election and certify the result thereof: *Provided*, That in case of the absence or inability of either of said inspectors above named to act, at the time for the opening of said polls, the inspector or inspectors present shall, by appointment, fill such vacancy or vacancies, and the person or persons so appointed shall qualify and perform all the duties above mentioned to be performed by the inspectors above named.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 26. ]

AN ACT authorizing the common council of the city of Detroit to require reports and estimates from its officers, boards, and commissions; to determine the time for which such estimates shall be made, and to repeal all former acts inconsistent therewith.

SECTION 1. *The People of the State of Michigan enact,* Council may require reports from officers, etc., of corporation. That the common council of the city of Detroit may, at any time, by resolution, require from the various officers, boards, and commissions of said corporation, and it shall be their duty to furnish, reports upon any matter under their control; and may, by ordinance, determine the date, and from time to time change the same, at which estimates of such officers, boards, and commissions of said corporation, for the next fiscal year, shall be made.

Sec. 2. Upon the taking effect of such ordinance, all other provisions contained in the charter, and amendments thereto, of said city, conflicting with such ordinance, shall be of no further force or effect.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 27. ]

AN ACT to amend section seven of article six of act number two hundred and ten of the Session Laws of eighteen hundred and seventy-one, entitled "An act to incorporate the village of Ishpeming," approved March six, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact,* Section amended. That section seven of article six of act number two hundred and ten of the Session Laws of eighteen hundred and seventy-one, entitled "An act to incorporate the village of Ishpeming," approved March sixth, eighteen hundred and seventy-one, be amended so as to read as follows:



By-laws,  
ordinances,  
penalties,  
etc.

Sec. 7. And for the purposes enumerated, or any of or for executing any of the powers conferred upon said of trustees by this act, the board of trustees may make, publish, and publish, modify, amend, and repeal by-laws, regulations, and ordinances, and shall have power to impose such penalties or fines as they may deem proper for the violation of the same, not exceeding fifty dollars, or imprisonment in the county jail not to exceed thirty days, or both, for one offense, except as herein otherwise provided, and to the same against any person guilty of such violation of the court having jurisdiction of such cases; but all such rules, regulations, and ordinances shall be published at least two successive weeks in some newspaper having a circulation in said village, or by posting in said village printed copies thereof in ten of the most public places before the same shall be considered as of force and binding on the inhabitants of said village.

Publication  
of by-laws.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 28. ]

AN ACT to legalize the acts of certain officers of the village of Homer.

Of president  
in adminis-  
tering oaths.

SECTION 1. *The People of the State of Michigan enact* the acts of the president of the village of Homer in his administering oaths to the recorder of said village, in violation of his certificates of publication of certain village ordinances, are hereby declared to be as legal and valid as they have been if he had, by the act of incorporation of said village, been authorized to administer the same.

Of inspectors  
in receiving  
and counting  
certain votes

Sec. 2. The acts of the inspectors of the annual election, held March fifth, eighteen hundred and seventy-two, in receiving and counting the votes of certain persons,

names had been received and entered as electors by the township clerk of the township of Homer, upon the separate list provided therefor, but had not yet been duly entered by the township board of registration upon the township register, are hereby declared as legal and valid as they would have been had their names been entered upon such township register, and the certified list been duly made by the township clerk.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 29. ]

AN ACT to amend an act entitled "An act to incorporate the village of Homer," approved March sixth, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Sections added.</sup> "An act to incorporate the village of Homer," approved March sixth, eighteen hundred and seventy-one, be and the same is hereby amended, by adding two new sections thereto, to stand as sections thirty-two and thirty-three, to read as follows :

Sec. 32. For the purpose of all elections under the act to which this act is an amendment, the president of the village, the recorder, and one trustee to be designated by the common council shall constitute the village board of registration, for the registration of the qualified electors thereof; and for the purpose of making such registration, said board shall meet at the room of the common council on the Saturday next preceding any regular or special village election, and shall continue in session from ten o'clock A. M. until four o'clock P. M. of said day, except an adjournment of one hour, from twelve M. to one o'clock P. M.; and in registering the names of the qualified electors of said village, and in the discharge of all <sup>Duties, compensation, etc.</sup> ~~Board of registration.~~

their duties as such board, they shall be governed by the same laws, so far as they are applicable, be subject to the same restrictions, and receive the same compensation, as township boards of registration.

President  
to adminis-  
ter oaths.

Sec. 33. The president of the village is hereby authorized to administer all oaths and affidavits pertaining to the duties of any officer of said village, or which are required to be administered by the act to which this act is amendatory.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 30. ]

AN ACT to authorize the common council of the city of Detroit to divide the wards of said city into election districts, and to provide for the registration of electors and the holding of elections therein.

Wards may  
be divided  
into election  
districts.

SECTION 1. *The People of the State of Michigan enact*, That the common council of the city of Detroit shall have power by ordinance, whenever it shall deem it expedient, to divide any ward now existing or hereafter to be established in said city, into election districts of convenient size. No such district at the time of its creation shall contain less than five hundred electors. The ordinance shall provide for ascertaining the number of electors in the proposed district or districts, and the boundaries of each of said districts shall be particularly described. No districts shall embrace parts of two or more wards.

Registration  
of electors,  
etc.

Sec. 2. For the purpose of carrying into effect the provisions of this act, the common council shall have full power to provide, by ordinance, for the registration of the electors of said districts, for the appointment of inspectors and other officers of elections, and the manner of holding such elections, so as

to make them conform, as far as practicable, with the requirements of the general laws of this State, and the charter and other acts affecting said city.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 31. ]

AN ACT to amend section fifty-one of an act entitled "An act to incorporate the city of Marshall," approved February fourteen, eighteen hundred and fifty-nine.

SECTION 1. *The People of the State of Michigan enact, That* Section amended.  
section fifty-one of an act entitled "An act to incorporate the city of Marshall," approved February fourteen, eighteen hundred and fifty-nine, be amended so as to read as follows:

Sec. 51. No member of the common council shall, during the period for which he was elected, be appointed to or competent to hold any office of which the emoluments are paid from the city treasury, or paid by fees directed to be paid by any act or ordinance of the common council, or be directly or indirectly interested in any contract as principal, surety, or otherwise, the expenses or consideration whereof are to be paid by any ordinance of the common council; but this section shall not be construed to prevent the mayor or recorder from receiving any salary which may be fixed by the common council, nor from holding any office, nor to deprive any alderman of any emolument or fees to which he may be entitled by virtue of his office. This act shall not be construed to allow the said corporation to issue shinplasters, or other bills of credit intended for currency, or to borrow money or to make loans. But the mayor, recorder, and aldermen of the said city of Marshall are authorized to issue bonds of the said city to an amount not exceeding thirteen thousand dollars, bearing interest at a rate

Members of council ineligible to certain offices.

Not to be interested in certain contracts.

Construction.

Bonds.

not exceeding ten per cent per annum, payable annually; such bonds to be payable not more than ten years from the date of the same. The proceeds arising from the sale of said bonds are to be used for the purpose of paying outstanding orders against the city, and of funding the city debt to the amount of such orders so outstanding.

To pay out-  
standing  
orders, etc.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 32. ]

AN ACT to authorize the reassessment of certain uncollected taxes in the village of Three Oaks.

Unpaid tax-  
es for 1871 to  
be reassessed  
for 1872.

SECTION 1. *The People of the State of Michigan enact*, That all taxes which were assessed in the village of Three Oaks for the year one thousand eight hundred and seventy-one, and which have not heretofore been paid, may be reassessed on the assessment roll of said village for the year one thousand eight hundred and seventy-two, and when so assessed shall be a lien on the real and personal estate of the person to whom the same may be assessed, and may be collected at the same time and in the same manner as the taxes assessed for the year one thousand eight hundred and seventy-two.

Taxes legal-  
ized.

Sec. 2. The said taxes assessed for the year one thousand eight hundred and seventy-one are hereby declared to be as legal as though said assessment roll had been completed at the time provided for in the charter of said village.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

## [ No. 33. ]

AN ACT to legalize a certain survey and plat of the village of Cedar Springs, in the county of Kent.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Survey and plat legal-ized.</sup> the survey by William Thornton, of the village of Cedar Springs, in the county of Kent, and the plat of said village made by him in accordance therewith, and recorded in the office of the register of deeds of said county, be and the same are hereby declared legal, and as effectual for all purposes as though said plat was the original plat of said village, executed and acknowledged by the owners of the land covered by the same: *Provided however*, That the vested rights of no person <sup>Proviso.</sup> or persons, which have accrued prior to this act, shall in any manner be affected thereby.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

## [ No. 34. ]

AN ACT to authorize school district number one of the township of Delaware, in the county of Sanilac, to issue bonds to aid in the construction of a school-house in said district.

SECTION 1. *The People of the State of Michigan enact*, That <sup>Bonds may be taken by director and moderator.</sup> the director and moderator of school district number one of the township of Delaware, in the county of Sanilac, in this State, be and they hereby are authorized to issue the bonds of said district to an amount not exceeding five hundred dollars, due in three years, and bearing a rate of interest not exceeding ten per cent per annum. Said bonds shall be executed by said director and moderator, and, when duly executed, may be sold under the direction of the district board of said district for a sum not less than their par value. The money

To be used  
in construction  
of  
school-house

arising therefrom shall be used in the construction of a school-house in said district, in accordance with the laws of this State in regard to building school-houses in school districts: *Provided*, That no such bonds shall be issued unless first sanctioned by a majority vote of the legal voters of said district present and voting at a special school-district meeting duly called for that purpose.

How col-  
lected.

Sec. 2. The moneys, which said school district may become liable to pay by reason of the issuing of the bonds of said district in accordance with section one of this act, shall be assessed and collected in the same manner as other taxes are assessed and collected in school districts.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 35. ]

AN ACT to provide for the protection and preservation of fish in the lakes, rivers, and streams, in the counties of Mecosta, Newaygo, Osceola, Wexford, Manistee, Grand Traverse, Leelanaw, Antrim, Emmet, Cheboygan, Mackinaw, Charlevoix, and Barry.

Fishing in  
lakes of cer-  
tain coun-  
ties forbid-  
den.

SECTION 1. *The People of the State of Michigan enact*, That it shall not be lawful to capture, kill, or destroy, or attempt to capture, kill, or destroy, any fish in any lake in the counties of Mecosta, Newaygo, Osceola, Wexford, Manistee, Grand Traverse, Leelanaw, Antrim, Emmet, Cheboygan, Mackinaw, Charlevoix, and Barry: *Provided*, That fishing with a hook and line shall not be deemed unlawful.

Proviso.

Brook trout.

Sec. 2. It shall not be lawful to capture, kill, or destroy, or attempt to capture, kill, or destroy, any trout, called brook trout, in any lake, river, or stream, in the counties of Wexford, Grand Traverse, Leelanaw, Antrim, Emmet, Cheboygan,

Mackinaw, Charlevoix, and Barry: *Provided*, That fishing with a hook and line shall not be deemed unlawful. Proviso.

Sec. 3. Any person or persons offending against any of the provisions of this act shall, on conviction thereof, be liable to a fine of not less than five dollars nor more than fifty dollars, or imprisonment in the county jail not less than ten days nor more than sixty days; and justices of the peace shall have jurisdiction to hear, try, and determine all cases arising under the provisions of this act. Penalty.

Sec. 4. All acts and parts of acts inconsistent with this act are hereby repealed. Acts repealed.

Sec. 5. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 36. ]

AN ACT to confer upon the justices of the peace of the townships of Eaton Rapids and Hamlin jurisdiction and authority to hear, try, and determine all violations of the ordinances and by-laws of the village of Eaton Rapids.

SECTION 1. *The People of the State of Michigan enact*, That any justice of the peace of the townships of Eaton Rapids and Hamlin are hereby invested with jurisdiction and are hereby authorized to hear, try, and determine all violations of the ordinances and by-laws of the village of Eaton Rapids, now or hereafter enacted: *Provided*, That the right of trial by jury when demanded shall in all cases be preserved. Jurisdiction conferred upon justices of the peace. Proviso.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.



## [ No. 37. ]

AN ACT to amend section two of act number four hundred and sixty-one of the Session Laws of eighteen hundred and seventy-one, entitled "An act to provide for the laying out and establishing a State road in the county of Sanilac," approved April fifteenth, eighteen hundred and seventy-one.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact*, That section two of act number four hundred and sixty-one of the Session Laws of eighteen hundred and seventy-one, entitled "An act to provide for the laying out and establishing a State road in the county of Sanilac," be so amended as to read as follows :

Location of  
road.

Sec. 2. It shall be the duty of said commissioner, within eighteen months after his appointment, to proceed to lay out and establish said road, and to cause the same to be correctly surveyed, and a description thereof to be filed with each of the township clerks of the townships through which said road shall pass, whose duty it shall be to record the same, and such record shall be *prima facie* evidence of the existence of said road.

Survey to be  
filed and re-  
corded.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

## [ No. 38. ]

AN ACT to amend section twelve of title three of an act entitled "An act to incorporate the city of East Saginaw," approved February fifteenth, eighteen hundred and fifty-nine, as amended by act number fifty-six of the Session Laws of eighteen hundred and sixty-one, approved February twentieth, eighteen hundred and sixty-one, and act number seventy-nine of the Session Laws of eighteen hundred and sixty-five, approved March first, eighteen hundred and sixty-five, and act number three hundred and ninety-one of the Session

Laws of eighteen hundred and sixty-seven, approved March twenty-second, eighteen hundred and sixty-seven, and act number two hundred and eighty-four of the Session Laws of eighteen hundred and sixty-nine, approved March sixteenth, eighteen hundred and sixty-nine, and act number two hundred and sixty-two of the Session Laws of eighteen hundred and seventy-one, approved April twelfth, eighteen hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact, That* <sup>Section amended.</sup> section twelve of title three of an act entitled "An act to incorporate the city of East Saginaw," approved February fifteenth, eighteen hundred and fifty-nine, as amended by act number fifty-six of the Session Laws of eighteen hundred and sixty-one, approved February twentieth, eighteen hundred and sixty-one, and act number seventy-nine of the Session Laws of eighteen hundred and sixty-five, approved March first, eighteen hundred and sixty-five, and act number three hundred and ninety-one of the Session Laws of eighteen hundred and sixty-seven, approved March twenty-second, eighteen hundred and sixty-seven, and act number two hundred and eighty-four of the Session Laws of eighteen hundred and sixty-nine, approved March sixteenth, eighteen hundred and sixty-nine, and act number two hundred and sixty-two of the Session Laws of eighteen hundred and seventy-one, approved April twelfth, eighteen hundred and seventy-one, be amended so as to read as follows:

Sec. 12. When, by the provision of this act, the common <sup>Fines and imprisonment.</sup> council have authority to pass ordinances on any subject, they may prescribe a fine or penalty, not exceeding one hundred dollars (unless the imposition of a greater fine or penalty be herein otherwise provided) for a violation thereof, and may provide that the offenders, on failing to pay the fine or penalty imposed, shall be imprisoned in the county jail of Saginaw county, or the city prison, for any term not exceeding ninety days.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 39. ]

AN ACT to authorize school district number one of the township of White Rock, in the county of Huron, to issue bonds to aid in the construction of a school-house in said district.

Bonds may  
be issued by  
director and  
moderator.

SECTION 1. *The People of the State of Michigan enact*, That the director and moderator of school district number one of the township of White Rock, in the county of Huron, in this State, be and they hereby are authorized to issue the bonds of said district to an amount not exceeding five hundred dollars, due in three years, and bearing a rate of interest not exceeding ten per cent per annum. Said bonds shall be executed by said director and moderator, and, when duly executed, may be sold under the direction of the district board of said district for a sum not less than their par value. The money arising from the sale of said bonds shall be used in the construction of a school-house in said district in accordance with the provisions of the laws of this State in regard to building school-houses in school districts: *Provided*, That no such bonds shall be issued unless first sanctioned by a majority vote of the legal voters of said district present and voting at a special school-district meeting duly called for that purpose.

To be used  
in building  
school house

Proviso.

How col-  
lected.

Sec. 2. The moneys, which said school district may become liable to pay by reason of the issuing of the bonds of said district in accordance with section one of this act, shall be assessed and collected in the same manner as other taxes are assessed and collected in school districts.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 40. ]

AN ACT to legalize the action of the township board of the township of Watertown in raising money by taxation for the erection of a town hall, and to authorize the collection of any portion of said tax remaining unpaid.

SECTION 1. *The People of the State of Michigan enact, That* Action of board and taxes levied legalized. the action of the township board of the township of Watertown, in the county of Clinton, in giving notice pursuant to law, in the preparation of ballots, and in receiving the vote of said township on a proposition passed by a majority vote of the people of said township at their annual township meeting for the year one thousand eight hundred and seventy, to build a township hall, be and the same is hereby declared as legal as if the said proceedings had been duly recorded by the township clerk; and that all taxes levied on said township for said township hall are hereby declared as legal as if the proceedings providing for said taxes had been duly recorded by the township clerk.

Sec. 2. That any portion of the taxes for said township hall Collection of unpaid taxes remaining unpaid at the date of the passage of this act, the township treasurer of said town is hereby authorized to collect, as soon as may be after this act shall come into force, and the supervisor of the said township is hereby authorized to issue his warrant for the collection of the same.

Sec. 3. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 41. ]

AN ACT to amend sections five and nine of an act entitled "An act prescribing the duties of the Superintendent of Public Instruction, and to repeal chapter fifty-six of the Revised Statutes of eighteen hundred and forty-six, and an act to amend said chapter fifty-six, approved March twenty-ninth, one thousand eight hundred and fifty," approved April fourth, one thousand eight hundred and fifty-one, being sections three thousand four hundred and seventy-two and three thousand four hundred and seventy-six of the Compiled Laws of eighteen hundred and seventy-one.

Sections  
amended.

SECTION 1. *The People of the State of Michigan enact*, That sections five and nine of an act entitled "An act prescribing the duties of the Superintendent of Public Instruction, and to repeal chapter fifty-six of the Revised Statutes of eighteen hundred and forty-six, and an act to amend said chapter fifty-six, approved March twenty-ninth, one thousand eight hundred and fifty," approved April fourth, one thousand eight hundred and fifty-one, being sections three thousand four hundred and seventy-two and three thousand four hundred and seventy-six of the Compiled Laws of eighteen hundred and seventy-one, be and the same are hereby amended so as to read as follows :

Apportion-  
ment of pri-  
mary school  
fund.

(3472.) Sec. 5. He shall annually, on receiving notice from the Auditor General of the amounts thereof, apportion the income of the primary school fund among the several townships and cities of the State, in proportion to the number of scholars in each, between the ages of five and twenty years, as the same shall appear by the reports of the several township inspectors of primary schools, made to him for the year last closed.

When def-  
iciency may  
be appor-  
tioned the  
next year.

(3476.) Sec. 9. Whenever, by accident, mistake, or any other cause, the returns from any county, township, or city, upon which a statement of the amount to be disbursed to any such county, township, or city shall not contain the whole number of scholars in such county, township, or city entitled to draw money from said fund, by which any such county, township, or

**Sec. 2. This act shall take immediate effect.**

Approved March 29, 1872.

[ No. 42. ]

SECTION 1. *The People of the State of Michigan enact, That* Sections amended.  
sections one and fourteen of an act entitled "An act for the relief of school districts," approved February seventh, eighteen hundred and fifty-five, being sections three thousand seven hundred and thirteen and three thousand seven hundred and twenty-six of the **Compiled Laws** of eighteen hundred and seventy-one, be amended so as to read as follows:

(3713.) SECTION. 1. The qualified voters in any school district having more than three hundred children between the ages of five and twenty years residing in such district, shall have power, when lawfully assembled, to designate, by a vote of two-thirds of those present, any number of sites for school-houses, including a site for a union school-house, and to change the same by a similar vote at any regular meeting: *Provided*, That in case two-thirds cannot agree upon a site for such school-house, that a majority of the voters of said district shall have power to instruct the district board to locate said site.

(3726.) Sec. 14. Any school district having the requisite

Power of  
school dis-  
tricts to bor-  
row money  
for site and  
buildings.

Proviso  
limiting  
amount  
borrowed.

Proviso.

number of children between the ages of five and twenty years residing in such district, shall have power and authority to borrow money to pay for a site or sites for school-houses, to erect buildings thereon, and to furnish the same, by a vote of two-thirds of the qualified voters of said district voting at any annual meeting, or special meeting duly called for that purpose: *Provided*, That the times of holding said meetings shall not be less than five days nor more than six months apart, and that such school district shall have at least one hundred children between the ages aforesaid residing therein, and that in case the number of children between the ages aforesaid does not exceed two hundred, the entire amount of such indebtedness for money borrowed shall not exceed ten thousand dollars; and in case they do not exceed three hundred, such indebtedness shall not exceed twenty thousand dollars; and in case they do not exceed four hundred, such indebtedness shall not exceed thirty thousand dollars; and that no school district shall have an indebtedness to exceed fifty thousand dollars for money thus borrowed: *Provided further*, That any school district having over fifty and under one hundred children between the ages aforesaid, may borrow or loan not exceeding three thousand dollars.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 43. ]

AN ACT to amend section thirty-six of act one hundred and ninety-five of the Session Laws of eighteen hundred and seventy-one, entitled "An act to revise the laws providing for the incorporation of railroad companies," approved April eighteen, eighteen hundred and seventy-one.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact*, That section thirty-six of act one hundred and ninety-five of the

Session Laws of eighteen hundred and seventy-one, entitled "An act to revise the laws providing for the incorporation of railroad companies," approved April eighteenth, eighteen hundred and seventy-one, be and the same is hereby amended to read as follows:

Sec. 36. Every railroad company formed under this act, and every person or corporation owning or occupying any such railway, shall erect and maintain fences on the sides of their respective roads, of the height and strength of a division fence required by law, with suitable openings and gates or bars therein, convenient for farm crossings of the road, for the use of the proprietors of the lands adjoining such railway, or, in lieu of such fences, shall make ditches or other obstruction that would be equivalent to such fences, for the protection of such adjacent proprietors, and shall also construct and maintain cattle-guards at all road crossings, suitable and sufficient to prevent cattle and other animals from getting on to such railway. The sufficiency of such fence, ditch, or other obstruction in lieu of a fence, may be determined by the proper fence-viewers; and the provisions of law relating to partition fences shall apply to railroad fences, except that the company shall build and maintain the entire fence, ditch, or other obstruction at its sole expense. Until such fences and cattle-guards or ditches shall be duly made, such company, person, or corporation, while operating its road, shall be liable for all damages done to cattle, horses, or other animals thereon, and all other damages which may result from the neglect of such company, person, or corporation to construct and maintain such fences, cattle-guards, or ditches as aforesaid, and after such fences and cattle-guards or ditches shall be duly made and maintained, such company, person, or corporation shall not be liable for any such damages, unless negligently or willfully done; and if any person shall ride, lead, or drive, or intentionally permit any horse or other animal upon such road and within such fences and cattle-guards or ditches, other than

Fences,  
crossings,  
cattle-guards  
etc.

Liability  
previous to  
fencing road

Penalty for  
making  
openings in  
fences, etc.



at farm crossings, or shall injure or destroy or make openings or passages through or over such fences, cattle-guards, or ditches, without the consent of such company, person, or corporation, he shall for every such offense be liable to a fine not exceeding one hundred dollars, or imprisonment for a term not exceeding three months in the county jail, or both such fine and imprisonment, in the discretion of the court, and shall also pay all damages that shall be sustained thereby, to the party aggrieved.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 44. ]

AN ACT to divide the State into nine Congressional districts.

Congressional  
districts.

SECTION 1. *The People of the State of Michigan enact, That* this State shall be divided into nine Congressional districts, pursuant to a ratio of representation fixed by act of Congress for the year eighteen hundred and seventy-two, for apportioning anew the Representatives among the several States; and each district shall be entitled to elect one Representative. The districts to be constituted of the several counties and numbered as follows, to wit:

*First.* The first district shall consist of the county of Wayne;

*Second.* The second district shall consist of the counties of Monroe, Lenawee, Hillsdale, and Washtenaw;

*Third.* The third district shall consist of the counties of Jackson, Calhoun, Branch, Barry, and Eaton;

*Fourth.* The fourth district shall consist of the counties of Berrien, Cass, St. Joseph, Kalamazoo, and Van Buren;

*Fifth.* The fifth district shall consist of the counties of Allegan, Kent, Ottawa, Muskegon, and Ionia;

i. The sixth district shall consist of the counties of  
ston, Ingham, Oakland, Genesee, Shiawassee, and Clin-

th. The seventh district shall consist of the counties  
omb, St. Clair, Sanilac, Lapeer, Tuscola, and Huron ;

th. The eighth district shall consist of the counties of  
lm, Gratiot, Isabella, Midland, Saginaw, Bay, Gladwin,  
Roscommon, Ogemaw, Iosco, Oscoda, Alcona, Alpena,  
orency, Presque Isle, Cheboygan, and Emmet ;

th. The ninth district shall consist of the counties of  
gon, Houghton, Keweenaw, Marquette, Menominee,  
Schoolcraft, Chippewa, Mackinaw, Antrim, Charlevoix,  
, Crawford, Kalkaska, Grand Traverse, Leelanaw, Benzie,  
ee, Wexford, Missaukee, Osceola, Lake, Mason, Oceana,  
u, Mecosta, and Newaygo.

roved March 29, 1872.

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[ No. 45. ]

CT to amend section one thousand one hundred and  
ty-three of the Compiled Laws of eighteen hundred  
seventy-one, being section one hundred and sixty-seven  
n act entitled "An act to provide for a uniform assess-  
t of property, and for the collection and return of taxes  
eon," approved April six, eighteen hundred and sixty-

tion 1. *The People of the State of Michigan enact, That* Section  
amended  
i one thousand one hundred and thirty-three of the  
iled Laws of eighteen hundred and seventy-one, being  
i one hundred and sixty-seven of an act entitled "An  
provide for a uniform assessment of property, and for  
llection and return of taxes thereon," approved April  
ghteen hundred and sixty-nine, be amended to read as

s :

Acts re-  
pealed.

Sec. 167. An act entitled "An act to provide for ass property at its true value, and for levying and collecting thereon," approved February fourteenth, eighteen hundred and fifty-three, and all acts and parts of acts amending said act; also, an act entitled "An act to provide for the collection and return of taxes by township treasurers in newly organized counties in certain cases," approved January second, eighteen hundred and sixty-one; also, an act entitled "An act to authorize the Auditor General to execute second tax-decisions in certain cases," approved March twelfth, eighteen hundred and sixty-one; also, an act entitled "An act to authorize the Auditor General to refund money paid for taxes, and on sales, in certain cases," approved March eighteenth, eighteen hundred and sixty-three; also, an act amending said named act, approved March twenty-first, eighteen hundred and sixty-five; also, an act entitled "An act relative to extending the time for the collection of taxes," approved March eighteenth, eighteen hundred and sixty-five; also, an act entitled "An act to provide for the recovery of taxes paid on real estate by persons claiming title thereto, in certain cases," approved March twentieth, eighteen hundred and sixty-five; also, an act to provide for the taxation of improvements upon homestead lands, as personal property, approved March twentieth, eighteen hundred and sixty-seven, and all acts amending said acts, are hereby repealed; but the acts hereby repealed shall remain in full force as to all sales for taxes prior to the sixth day of April, eighteen hundred and sixty-five, and all rights, privileges, and obligations accruing under and imposed by said acts, and by virtue of such sales, are saved and continued, subject to the provisions thereof, to be secured and enforced in the same manner and to the same extent as if said acts had not by this section been repealed; and taxes unpaid on the sixth day of April, eighteen hundred and sixty-nine, shall be collected and proceeded with und

Acquired  
rights, etc.,  
not affected.

visions of this act, and be subject to all of the conditions therein imposed.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 46. ]

AN ACT to repeal an act of the Session Laws of eighteen hundred and seventy-two, entitled "An act to enable non-resident guardians to obtain property in this State belonging to their wards residing in other States or Territories of the United States," approved March twenty-five, eighteen hundred and seventy-two.

SECTION 1. *The People of the State of Michigan enact, That* Act repealed.  
the act of the Session Laws of eighteen hundred and seventy-two, entitled "An act to enable non-resident guardians to obtain property in this State belonging to their wards residing in other States or Territories of the United States," approved March twenty-five, eighteen hundred and seventy-two, be and the same is hereby repealed.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 47. ]

AN ACT to enable non-resident guardians to obtain property in this State belonging to their wards residing in other States or Territories of the United States, and to repeal act number three hundred and thirteen of the Session Laws of one thousand eight hundred and sixty-five, entitled "An act respecting the estates of non-resident wards," approved March twenty-one, one thousand eight hundred and sixty-five.

SECTION 1. *The People of the State of Michigan enact, That* Removal of property of non resident ward authorized.  
in all cases where any guardian and his ward may both be residents of any other State or Territory of the United States,

and such ward may be entitled to property of any description in this State, such guardian, on producing to the probate court or other court of competent jurisdiction of the county in which such property or the principal part thereof is situated, a full and complete transcript from the records of a court of competent jurisdiction in the State or Territory in which he and his ward reside, duly exemplified or authenticated, showing that he has been appointed guardian of such ward, and that he has given a bond and security in the State or Territory in which he and his ward reside, in double the value of the property of such ward, and also showing to such court that he still remains such guardian, and that a removal of the property of such ward will not conflict with the terms and limitations attending the right by which the ward owns the same, or be or become prejudicial to his interest therein, then such transcript may be entered of record in such court, and such guardian shall be entitled to receive letters or a certificate of guardianship of the estate of such ward from such court, which shall authorize him to demand, sue for, and recover any such property and remove the same to the place of residence of himself and his ward; and such court may order any resident guardian, executor, or administrator having any of the estate of such ward to deliver the same to such non-resident guardian: *Provided*, All debts in favor of residents or citizens of this State known to exist against such estate, whether due or to become due, have been first paid or payment tendered: *And provided also*, That the benefit of this act shall not extend to any resident of any State or Territory in which a similar law to this does not now exist or may not hereafter be passed.

*Proviso.*

*Proviso.*

When this act shall not apply.

Sec. 2. This act shall not apply to any case where the parent of the ward, being a resident of this State at the time of his death, shall have appointed by last will and testament a guardian or guardians for said ward, and which guardian or guardians are still living and residing in this State; unless the assent of such testamentary guardian or guardians to the removal of

id property shall be satisfactorily shown to the court to which application shall be made as hereinbefore provided.

**Sec. 3.** Act number three hundred and thirteen of the ~~Sec-~~ <sup>Act repealed</sup> on Laws of one thousand eight hundred and sixty-five, entitled "An act respecting the estates of non-resident wards," approved March twenty-one, one thousand eight hundred and sixty-five, is hereby repealed.

**Sec. 4.** This act shall take immediate effect.  
Approved March 29, 1872.

[ No. 48. ]

**AN ACT** to repeal an act entitled "An act to fix the salaries of certain deputy State officers and clerks," approved March twenty-seven, eighteen hundred and sixty-seven, being sections four hundred and eighteen and four hundred and nineteen of the Compiled Laws of eighteen hundred and seventy-one.

**SECTION 1.** *The People of the State of Michigan enact,* That <sup>Act repealed</sup> "An act to fix the salaries of certain deputy State officers and clerks," approved March twenty-seven, eighteen hundred and sixty-seven, being sections four hundred and eighteen and four hundred and nineteen of the Compiled Laws of eighteen hundred and seventy-one, be and is hereby repealed.

**Sec. 2.** This act shall take immediate effect.

Approved March 29, 1872.

## [ No. 49. ]

AN ACT to repeal an act entitled "An act to authorize the Auditor General to issue new tax deeds in place of those lost," approved March twenty-two, one thousand eight hundred and sixty-nine, being section one thousand one hundred and thirty-nine of the Compiled Laws of one thousand eight hundred and seventy-one.

Act repealed SECTION 1. *The People of the State of Michigan enact, That* act number forty-nine of the Session Laws of one thousand eight hundred and sixty-nine, being "An act to authorize the Auditor General to issue new tax deeds in place of those lost," approved March twenty-two, one thousand eight hundred and sixty-nine, being section number one thousand one hundred and thirty-nine of the Compiled Laws of one thousand eight hundred and seventy-one, be and is hereby repealed.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

## [ No. 50. ]

AN ACT to discontinue the levy of the one-eighth of one mill tax.

Tax discontinued. SECTION 1. *The People of the State of Michigan enact, That* the levy of the one-eighth of one mill tax assessed under the provisions of section four of "An act to provide means for the redemption of the bonds of the State maturing January one, eighteen hundred and sixty-three," approved March eleven, eighteen hundred and sixty-one, be discontinued from and after the passage of this act.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 51. ]

N ACT to amend sections fifteen (15) and eighteen (18) of act number one hundred and fifty-five (155) of the Session Laws of eighteen hundred and sixty-nine, entitled "An act to amend act number seventy-six of the Session Laws of eighteen hundred and sixty-seven, entitled 'An act for the appointment of a Commissioner to be known as the Swamp Land State Road Commissioner,' approved March twenty-first, eighteen hundred and sixty-seven, by adding six new sections thereto, to stand as sections fourteen, fifteen, sixteen, seventeen, eighteen, and nineteen," approved April five, eighteen hundred and sixty-nine.

SECTION 1. *The People of the State of Michigan enact, That* Sections amended.  
sections fifteen (15) and eighteen (18) of act number one hundred and fifty-five (155) of the Session Laws of eighteen hundred and sixty-nine, entitled "An act to amend act number seventy-six of the Session Laws of eighteen hundred and sixty-seven, entitled 'An act for the appointment of a Commissioner to be known as the Swamp Land State Road Commissioner,' approved March twenty-first, eighteen hundred and sixty-seven, by adding six new sections thereto, to stand as sections fourteen, fifteen, sixteen, seventeen, eighteen, and nineteen," approved April five, eighteen hundred and sixty-nine, be amended so as to read as follows:

Sec. 15. The said Swamp Land State Road Commissioner Powers and duties of commissioner in Upper Peninsula.  
shall have all the powers and perform all the duties in relation to all State roads and swamp lands in the Upper Peninsula of Michigan, prescribed in act number one hundred and seventy-even, Session Laws of eighteen hundred and seventy-one, for the Board of State Swamp Land Road Commissioners, to have and perform in relation to all State roads and swamp lands in the Lower Peninsula of Michigan. The Board of Control, as Powers and authority of Board of Control in relation to roads and lands in Upper Peninsula.  
the same has heretofore been constituted, shall have the same powers and authority over State roads and State swamp lands in the Upper Peninsula of Michigan as they have over State roads and State swamp lands in the Lower Peninsula of Michigan, by virtue of said act number one hundred and seventy-



seven, Session Laws of eighteen hundred and seventy-one, and shall have full authority to decide upon using swamp lands for the construction of road-beds for train, tram, or rail roads in the Upper Peninsula, when authorized by law to be so used and shall have similar power and control over such road-beds as over swamp land State roads.

Salary of  
Commissioner.

Sec. 18. The said Swamp Land State Road Commissioner shall receive a salary of eight hundred dollars a year, which shall be in full for all services except reasonable expenses.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

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[ No. 52. ]

AN ACT to amend an act entitled "An act to authorize the formation of corporations for the purpose of engaging in commerce or navigation," approved February twenty-first eighteen hundred and sixty-seven, by adding a new section thereto, to stand as section twenty-five.

Section  
added.

SECTION 1. *The People of the State of Michigan enact, That* "An act to authorise the formation of corporations for the purpose of engaging in commerce or navigation," approved February twenty-one, eighteen hundred and sixty-seven, be amended by adding a new section thereto, to stand as section twenty-five, said section to read as follows:

Increase of  
capital stock  
etc.

Sec. 25. The capital stock and the number of shares of an corporation organized under this act may be increased at an annual meeting thereof, or at any meeting of the stockholder called for that purpose, by a vote of two-thirds in interest of its stockholders: *Provided, That* the amount so increase shall not with existing capital exceed one million dollars.

Proviso.

Copy of vote,  
where filed.

certified copy of such vote shall be filed with the Secretary of State, and with the county clerk of the county where thei

general office for business is located ; and shall be deemed and taken as a part of their articles of association.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 53. ]

AN ACT to amend chapter one hundred and thirty of the Compiled Laws of one thousand eight hundred and seventy-one, entitled "General provisions relating to corporations," by adding a new section thereto, relative to mortgages of franchises.

SECTION 1. *The People of the State of Michigan enact, That* Section added.  
chapter one hundred and thirty of the Compiled Laws of one thousand eight hundred and seventy-one, entitled "General provisions relating to corporations," be and the same hereby is amended by adding to the first subdivision of said chapter the following section, to stand as section twenty-six.

Sec. 26. Whenever any corporation, now existing or here- Purchasers entitled to the rights, etc., of original corpora-  
after formed, may have conveyed all their corporate property, real and personal, together with their franchises growing out of or appertaining thereto, or together with all their corporate franchises, by way of mortgage or deed of trust, in case of the sale of the same thereunder, the purchasers at such sale and their associates shall be entitled to have and exercise all the privileges and franchises held by such corporation, and shall be deemed and taken to be the true owners of its corporate rights, and to be corporators vested with all the rights, powers, privileges, and benefits conferred by law or the statutes of this State upon such corporations, in the same manner, and to the same extent, as if they were the original corporators at the formation of such corporation ; and they shall, within thirty days after such sale shall become absolute, file articles

Articles and  
order con-  
firming sale,  
when and  
where filed.

Extent of  
liability of  
new corpo-  
ration.

Prior mort-  
gage or lien  
not affected.

Provided.

of association, together with a copy of the order confirming the sale, in the office of the Secretary of State, and in such other office or offices as the original articles of association or corporation were required to be filed in, and they shall hold title to and enjoy all property acquired by, or donated to, such corporation which may have been purchased by them at such sale; and such (successor) corporation may issue, and themselves hold, new stock in said corporation to such an amount and of such denomination as was prescribed in the articles of association or charter of the original corporation. After filing the new articles of association as required by this act, the old officers of said corporation shall be superseded, and the old stock in said corporation shall be deemed forfeited and extinguished, and may be canceled on the books of said corporation; and the new stockholders, and the officers by them chosen or elected, shall, in the law, be deemed and taken to be the stockholders and officers of said corporation, and the said corporation shall not be liable for any debts or obligations, except those by it thereafter contracted. But no prior mortgage or lien shall be in any way affected by such proceedings, and all property whatsoever, if any, that shall not be sold, shall remain liable for all the debts of such original corporation, and no liability of any corporators, director, or other persons whatsoever shall be in any way lessened or affected by any proceeding or act authorized by this act: *Provided, That* in making such sale the property essential to the exercise of corporate rights, together with the corporate franchises, shall be deemed an entire thing, and shall be sold as such, separate from any other property mortgaged.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 54. ]

AN ACT to amend act number one hundred and thirty of the Session Laws of one thousand eight hundred and seventy-one, entitled "An act to amend section nineteen of chapter one hundred and seventy-two of the Revised Statutes of one thousand eight hundred and forty-six, being section six thousand one hundred and seventy-six of the Compiled Laws [of one thousand eight hundred and seventy-one,] entitled 'Of the State Prison, and the government and discipline thereof.'"

SECTION 1. *The People of the State of Michigan enact, That* <sup>Act amend-  
ed.</sup> act number one hundred and thirty of the Session Laws of one thousand eight hundred and seventy-one, entitled "An act to amend section nineteen of chapter one hundred and seventy-two of the Revised Statutes of one thousand eight hundred and forty-six, being section six thousand one hundred and seventy-six of the Compiled Laws [of one thousand eight hundred and seventy-one,] entitled 'Of the State Prison, and the government and discipline thereof,'" be amended so as to read as follows:

Sec. 19. There shall be paid to the officers of the State <sup>Salaries of  
officers and  
keepers.</sup> Prison, the following annual salaries, to be paid monthly, at the office of the Prison, to wit: To agent, fifteen hundred dollars and the use of house, firewood, and lights, and no other perquisites whatsoever; to the deputy keeper, one thousand dollars, and the use of the deputy's house; and to the assistant keepers, a sum not exceeding eight hundred dollars each, as the Inspectors shall deem just and reasonable; to the chaplain, to the physician, and to the clerk, such sum as the Inspectors shall allow.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 55. ]

AN ACT to amend section twenty-nine of an act entitled "An act to amend sections ten and twelve of an act entitled 'An act in relation to life insurance companies transacting business within this State,' approved March thirtieth, eighteen hundred and sixty-nine, and to add three new sections thereto, to stand as sections twenty-seven, twenty-eight, and twenty nine," approved April fifth, eighteen hundred and seventy-one, being section two thousand nine hundred and sixty four of the Compiled Laws of eighteen hundred and seventy-one.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact*, That section twenty-nine of an act entitled "An act to amend sections ten and twelve of an act entitled 'An act in relation to life insurance companies transacting business within this State,' approved March thirtieth, eighteen hundred and sixty-nine, and to add three new sections thereto, to stand as sections twenty-seven, twenty-eight, and twenty-nine," approved April fifth, eighteen hundred and seventy-one, being section two thousand nine hundred and sixty-four of the Compiled Laws of eighteen hundred and seventy-one, be and the same is hereby amended so as to read as follows :

Defining life  
insurance.

Sec. 29. That all corporations, associations, partnerships, or individuals, doing business in this State under any charter, compact, agreement, or statute of this or any other State, involving an insurance, guaranty, contract, or pledge, for the payment of annuities or endowments, or for the payment of moneys to families, or representatives of policy or certificate holders or members, shall be considered and deemed to be life insurance companies within the meaning of the laws relating to life insurance within this State, and shall not make any such insurance, guaranty, contract, or pledge therein, or to or with any citizen or resident of this State, which shall not distinctly state therein the amount of such life benefits, the manner of payment, the period of the continuance thereof, and the amount of the annual, semi-annual, or quarterly premium, or by which the payment of the life benefit assured shall be

contingent upon the payment of assessments made upon surviving members; and not until the securities required of life insurance companies are deposited, nor except in accordance with, and under the conditions and restrictions of, the statutes now or hereafter regulating the business of life insurance. And any person soliciting applications for insurance, or making any such insurance, guaranty, contract, or pledge as aforesaid, before the deposit of such securities, or before compliance with any condition precedent provided by the laws of this State for life insurance companies, shall be liable to a penalty of one hundred dollars for every application obtained, or insurance, guaranty, contract, or pledge made, to be sued for and recovered in the name of the people by the Attorney General or prosecuting attorney of the proper county, either by action of debt or criminal prosecution; and any person who may have paid moneys therefor shall be entitled to recover the same back from the person to whom it was paid, or in case such person was an agent, then at his option from the principal of such agent, by action of assumpsit, to be brought at any time within six years after such payment.

Penalty for doing or attempting to do business for an unauthorized company.

How enforced.

Money paid may be recovered.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 56. ]

AN ACT to amend section three thousand six hundred and ninety-five (3695) of the Compiled Laws of eighteen hundred and seventy-one, being section one hundred and thirty-six of chapter fifty-eight of the Revised Statutes of eighteen hundred and forty-six, and the acts amendatory thereof, relative to the removal of school-district officers from office.

SECTION 1. *The People of the State of Michigan enact, That* section three thousand six hundred and ninety-five (3695) *Section amended.*

of the Compiled Laws of eighteen hundred and seventy-one, being section one hundred and thirty-six of the Revised Statutes of eighteen hundred and forty-six, be and the same is hereby amended so as to read as follows :

Removal of  
officer for  
illegal use of  
money, etc.

(3695.) Sec. 136. The township board of each township, and in the case of fractional school districts, the township board of the township in which the district school-house thereof is situated, shall have power and is hereby required to remove from office, upon satisfactory proof, after at least five days' notice to the party implicated, any district officer or school inspector who shall have illegally used or disposed of any of the public moneys intrusted to his charge, or who shall persistently and without sufficient cause refuse or neglect to discharge any one of the duties of his office. And in case of such removal it shall be the duty of the township clerk of such township to enter in the records of such township the resolution or order of such board for such removal; and such record of such resolution or order so entered, or a certified copy thereof, shall be *prima facie* evidence in all courts and places of the jurisdiction of such board, and of the regularity of the proceedings for such removal, and (unless the party so removed shall, within thirty days after such removal, institute proceedings before a court of competent jurisdiction for the removal of such order for removal, or if after such thirty days such proceedings to obtain such removal shall be discontinued or dismissed) shall be conclusive evidence of jurisdiction and regularity, if it shall appear that the party so removed had five days' notice of the time and place fixed by said board for the hearing of the case as aforesaid.

Township  
clerk to en-  
ter in his  
records the  
order for re-  
moval.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 57. ]

AN ACT to authorize the Auditor General to assess, by estimate, specific taxes upon corporations which neglect or refuse to make the report as required by law upon which specific taxes are computed, and to provide for the collection of the same.

SECTION 1. *The People of the State of Michigan enact, That* Auditor General to estimate and charge tax when corporation fails to report.  
 whenever any corporation doing business in this State shall refuse or neglect to make report as required by law, upon which the amount of specific tax imposed by any law of this State, and due from and payable by any such corporation, computed, the Auditor General shall estimate the amount of specific tax due from and payable by such corporation, from the best information he may be able to obtain, and charge such amount upon the books of his office; and after such estimate made by him, he shall forthwith send, by mail or otherwise, written notice signed by him, to any one of the officers or directors of such corporation, of the amount of specific tax so estimated by him as due from and payable by any such corporation.

Sec. 2. In not less than forty days after receiving said notice, if such corporation shall still refuse or neglect to pay the specific tax so estimated, and no appeal shall be taken as hereinafter provided, it shall be the duty of the Auditor General to issue his warrant to the sheriff of any county in which the principal office of the corporation is situated, in this State, commanding him to forthwith levy the same, together with ten per cent for his fees, by distress and sale of any of the property of said corporation, wherever the same may be found in this State, and to pay over the same, reserving his fees, to the State Treasurer, within ten days after the same is collected. Auditor General to issue his warrant for collection of tax, etc.

Sec. 3. The sheriff shall give public notice of the time and place of sale, and of the property to be sold, at least ten days previous to the sale, by advertisement, to be posted up in three public places in the township, city, or village where such sale Sheriff to give notice of sale.



is made, and the sale shall be by public auction, in the township, village, or city where such property is situated.

What  
deemed a  
forfeiture of  
chartered  
rights, etc.

Sec. 4. If the property so distrained cannot be sold for want of bidders, or if the property of the corporation is insufficient to pay the tax, the sheriff shall forthwith return a statement of the same to the Auditor General, and if the corporation shall still neglect or refuse to pay such tax within thirty days after such return by the sheriff, it shall be deemed a forfeiture of all its corporate or chartered rights and privileges.

Appeal.

Sec. 5. In case any such corporation shall be dissatisfied with the estimate so made by the Auditor General, it may appeal therefrom to the circuit court for the county of Ingham, and said appeal shall be transmitted to the county clerk of the county of Ingham, and a copy to the Auditor General, within thirty days after receiving the notice of such estimate, and shall be accompanied with a specification, signed and sworn to by some officer of such corporation, of the objections to such estimate, and the reason why the same should not stand as a charge against said corporation, and also a bond in double the amount of such estimate, with sufficient surety or sureties, who shall justify under oath their pecuniary responsibility before a circuit judge, and be approved by him, with a condition that it shall prosecute its appeal to effect, and to pay all costs and charges which the court shall award, and also pay any sum of money which shall appear by the judgment of the said court to be due from it as a specific tax. Upon filing with the clerk of the circuit court for the county of Ingham, said appeal, specifications, and bond, with his approval indorsed thereon, such court shall proceed to the trial and determination of the same according to the rules of law, allowing a trial by jury, of all the questions of fact, in cases where such trial may be proper, and questions of law may be carried to the Supreme Court. Upon the trial of said appeal, the statement and estimate of the Auditor General shall be *prima facie* evidence of the amount of specific tax

due from and payable by said corporation, and notice of the trial of said appeal shall be served by said corporation upon the Attorney General; and in case two regular terms of said court shall at any time pass after filing said appeal, bond, and pecifications, and such corporations shall not have noticed the same for trial, said appeal shall, upon motion of the Attorney General, be dismissed, and the Auditor General shall immediately issue his warrant for the collection of said tax, to the sheriff of any county of this State, and the said sheriff shall proceed to collect the same in the manner hereinbefore set forth. In case said appeal is not taken within the time and in the manner above provided, no appeal shall afterwards be allowed, and the estimate made by the Auditor General shall be final.

Sec. 6. In case any corporation shall have heretofore neglected or refused to make the report upon which the amount of specific tax imposed by any law of this State is computed, it shall be the duty of the Auditor General, immediately after the first day of May, in the year of our Lord one thousand eight hundred and seventy-two, to estimate the amount of specific tax due from and payable by such corporation, from the best information he may be able to obtain, and charge the same upon the books of his office, and the same proceedings shall thereupon be had in regard to giving notice thereof, appealing, and collecting the same, as is hereinbefore provided and mentioned in this act.

Duty of Auditor General when corporation shall have heretofore neglected to make report

Sec. 7. The term "corporation," as used in this act, shall be construed to include all associations and joint stock companies having any of the powers or privileges of corporations not possessed by individuals or partnerships.

The term "corporation," what to include.

Sec. 8. This act shall take immediate effect.

Approved March 29, 1872.

[No. 58.]

AN ACT to amend section ten of act number one hundred and seventy-seven of the Session Laws of eighteen hundred and seventy-one, the same being section four thousand and twelve of the Compiled Laws of eighteen hundred and seventy-one, being an act to create a Board of State Swamp [Land] Commissioners, and to repeal act number seventy-six of the Session Laws of eighteen hundred and sixty-seven.

Section  
amended.

SECTION 1. *The People of the State of Michigan enact, That* section ten of act number one hundred and seventy-seven of the Session Laws of eighteen hundred and seventy-one, the same being section four thousand and twelve of the Compiled Laws of eighteen hundred and seventy-one, being an act to create a Board of State Swamp Land Commissioners, and to repeal act number seventy-six of the Session Laws of eighteen hundred and sixty-seven, be amended so as to read as follows:

Powers and  
duties of  
Board of  
Control rela-  
tive to lands  
and roads.

(4012.) Sec. 10. The Board of Control, as the same has heretofore been constituted, shall have full power and authority over the swamp and indemnity lands of the State, over the State swamp roads and other roads laid out and constructed under the State authority, and over the expenditure of swamp lands, or the proceeds thereof, in the construction of State roads, drains, and ditches, and all expenditures of swamp and indemnity lands for drainage purposes. They shall have power and it shall be their duty, whenever, in their judgment, the public interests require it, to suspend the surveys or operations on any of said roads or those of any road to be hereafter constructed; and to direct re-surveys with a view to selection of more fit and convenient localities; and for the purpose of equalizing the distribution of State aid in the more unsettled portions of the State, and constructing [connecting] lines of roads already built, they shall have power, a majority of their number concurring therein, to survey, lay out, and establish new lines of road; to direct, from time to time, what work shall be commenced, suspended, or discontinued; and whenever, by the suspensions of work on or the discontinuance of any road, the

appropriation therefor shall have become unnecessary, they shall have power to apply the same on other lines of road, as in their judgment the public interests may require: *Provided, Proviso.* The aggregate amount expended on any line of road shall not exceed six hundred and forty acres per mile, unless otherwise provided in the act under which said road is constructed. They shall also have power to extend the time for completing the work of any contract, and to correct all errors, whether of description or otherwise; and this proviso shall be embodied in every contract under this act. Said Commissioners shall possess all of the powers vested in and duties imposed on Swamp Land State Road Commissioners by act seventy-six, Session Laws of one thousand eight hundred and sixty-seven, and act amendatory thereto, as far as relates to swamp and indemnity lands and State swamp land roads in the Lower Peninsula.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 59. ]

AN ACT to amend section one of an act entitled "An act to amend an act entitled 'An act imposing a specific tax upon corporations and chartered companies engaged in the business of mining, smelting, and refining ores in this State,' approved March tenth, eighteen hundred and sixty-five, as amended by act number one hundred and ninety-one of the Session Laws of one thousand eight hundred and sixty-seven, as amended by act number one hundred and eleven of the Session Laws of one thousand eight hundred and seventy-one," approved April fifteen, eighteen hundred and seventy-one, being section one thousand one hundred and seventy-six of the Compiled Laws of one thousand eight hundred and seventy-one.

SECTION 1. *The People of the State of Michigan enact, That* Section amended.  
section one of an act entitled "An act to amend an act enti-

tled 'An act imposing a specific tax upon corporations and chartered companies engaged in the business of mining, smelting, and refining ores in this State,' approved March tenth, one thousand eight hundred and sixty-five, as amended by act number one hundred and ninety-one of the Session Laws of one thousand eight hundred and sixty-seven, as amended by act number one hundred and eleven of the Session Laws of eighteen hundred and seventy-one," approved April thirteenth, eighteen hundred and seventy-one, the same being section eleven hundred and seventy-six of the Compiled Laws of eighteen hundred and seventy-one, be amended so as to read as follows:

Specific  
taxes.

SECTION 1. *The People of the State of Michigan enact, That* all corporations, and, all associations and joint stock companies having any of the powers or privileges of corporations not possessed by individuals or partnerships, engaged in the business of mining, smelting, and refining ores in this State, shall pay into the State Treasury specific taxes as follows, that is to say: Every such corporation, association, and joint stock company engaged in copper mining shall pay a tax of seventy-five cents for each ton of copper obtained; every such corporation, association, and joint stock company engaged in iron mining shall pay a tax of one cent for each ton of two thousand two hundred and forty pounds of ore obtained; every such corporation, association, and joint stock company engaged in coal mining shall pay a tax of one-half cent for each ton of coal obtained by such corporation, association, and joint stock company engaged in such mining business. Said taxes shall be paid annually in the month of July, at the office of the State Treasurer, or such place in the city of Detroit as he may designate. The taxes herein provided for shall be in lieu of all State taxes to be paid by such corporations, associations, and joint stock companies, except the specific taxes upon the capital stock of said corporations, associations, and joint stock companies. Of the specific taxes received, whether now paid

Copper 75c.  
per ton.

Iron 1c. per  
ton of 2,240  
lbs.

Coal ½c. per  
ton.

Time of  
payment of  
tax.

To be in lieu  
of State  
taxes.

Exception.

due or hereafter to accrue, from the corporations, associations, <sup>Tax, how</sup> and joint stock companies engaged in mining business in the <sup>credited</sup> Upper Peninsula, one-half shall be placed to the credit of the <sup>when re-</sup> general fund, and one-half shall be placed on the books of the <sup>ceived from</sup> Auditor General to the credit of the counties from which it is <sup>corporations</sup> received, and shall be paid to the treasurers of such counties <sup>of Upper</sup> in the same manner as other funds, and shall be used for gen- <sup>Peninsula.</sup> eral county purposes: *Provided*, That nothing herein con- <sup>Proviso.</sup> tained shall exempt from State taxation any property of such corporations, associations, and joint stock companies not invested in mining or manufacturing business, as contemplated by this act.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 60. ]

AN ACT to provide for the payment of the expenses of the trial of the impeachment of Charles A. Edmonds, Commissioner of the State Land Office.

SECTION 1. *The People of the State of Michigan enact*, <sup>Appropri-</sup> That there be and hereby is appropriated out of any money in <sup>ation.</sup> the credit of the general fund, such a sum as may be necessary for the payment of officers and members of the Senate, the managers of the trial of the impeachment of Charles A. Edmonds, Commissioner of the State Land Office, during said trial, and the incidental expenses attending said trial.

Sec. 2. This act shall take immediate effect.

Approved March 29, 1872.

[ No. 61. ]

AN ACT to amend sections eleven, twelve, and seventeen of act two hundred and seventy-four of Laws of eighteen hundred and seventy-one, entitled "An act to incorporate the village of Rockford," approved March fifteen, eighteen hundred and seventy-one.

Sections  
amended.

SECTION 1. *The People of the State of Michigan enact*, That sections eleven, twelve, and seventeen of act number two hundred and seventy-four of the Session Laws of eighteen hundred and seventy-one, entitled "An act to incorporate the village of Rockford," approved March fifteen, eighteen hundred and seventy-one, be so amended as to read as follows :

Common  
council.

Sec. 11. The president, trustees, and recorder, when assembled together and organized, shall constitute the common council of the village of Rockford, and each one shall be entitled to vote on all questions. A majority of the whole shall be necessary to constitute a quorum for the transaction of business, but a less number may adjourn from time to time, and the common council may be summoned to hold their meetings at such time as the president, or, in his absence or inability to act, the recorder may appoint, and at such place as shall have been designated as common council room by the

May impose  
fines for non-  
attendance  
of officers.

common council. The common council shall have power to impose, levy, and collect such fines as they may deem proper, not exceeding five dollars, for the non-attendance at meetings of any officer of the corporation who has been duly notified to

May remove  
from office  
and fill va-  
cancies.

attend the same, and in case any member shall willfully neglect or refuse to attend five consecutive meetings of the common council, after being duly notified of the same, to remove such delinquent member and appoint another in his place, according to the provisions of section seven of this act. In

When presi-  
dent and re-  
corder are  
absent from  
meetings.

case of the absence of the president and recorder from any such meeting, the members present may appoint from among their number a president or recorder, or both, *pro tempore* :

Proviso.

*Provided*, No ordinance of the common council imposing a

penalty shall take effect until the same has been published two successive weeks in some newspaper published in said village, or by posting written copies thereof for ten days in five of its most public places.

Sec. 12. The common council, in addition to the powers and duties specially conferred upon them in this act, shall have the power and it shall be their duty to appoint a village marshal and street commissioner, and such other officers as may seem to be necessary and proper, and remove or supersede the same for any cause deemed by them to be valid and sufficient therefor, and such cause shall be fully entered on the record; and shall have the management and control of the finances, rights and interests, buildings, and all property, real and personal, belonging to the village, and may dispose of the said real and personal property, including buildings, when directed by the vote of a majority of the electors of said village, and make such rules and by-laws relating to the same as they may deem proper and necessary; and further, they shall have power within said village to enact, continue, establish, and amend and repeal such ordinances, by-laws, rules, and regulations as they may deem desirable, for the following purposes:

*First.* To prevent vice and immorality; to preserve public peace and good order; to organize, maintain, and regulate a police of the village when necessary, and to define the powers and duties of such police, or of any police officers; to prevent and quell riots, disturbances, and disorderly assemblies;

*Second.* To prevent and restrain disorderly and gaming houses and houses of ill-fame; to prevent the exhibition or use of any and all billiard tables, and apparatus, instruments, or devices for gambling, and to prohibit all gaming and fraudulent devices;

*Third.* To forbid and prevent the vending or giving away of intoxicating or spirituous liquors, and to prohibit, restrain, or regulate the sale of all goods, wares, and personal property at auction, except in cases authorized by law, and to fix the



Inn-keepers, fees to be paid by and to auctioneers; to license persons to  
etc.

engage in and exercise the business or occupation of tavern-keeper, inn-holder, common victualer, and saloon-keeper, and to impose such fees for such license as the common council may see fit, and to impose penalties upon all persons engaged in such occupation or business without such license: *Provided*, That the above shall be in no wise construed 'to license the sale of spirituous or intoxicating liquors;

Proviso.

Exhibitions,  
etc.

*Fourth.* To prohibit, restrain, license, or regulate all sports, exhibitions of natural or artificial curiosities, caravans of animals, theatrical exhibitions, circuses, or other public performances or exhibitions for money, and to charge such fees therefor as said common council may by ordinance establish;

Nuisances.

*Fifth.* To abate or remove nuisances of every kind, and to compel the owner or occupant of any grocery, tallow-chandler's shop, butcher's stall, slaughter-house, soap-factory, tannery, stable, privy, hog-pen, sewer, or other offensive or unwholesome house or place, to cleanse, purify, remove, or abate the same, from time to time, as often as they may deem necessary for the health, comfort, and convenience of the inhabitants of said village;

Location of  
markets, etc.

*Sixth.* To direct the location of all slaughter-houses, markets, and buildings for storing gunpowder or other combustible material or substance;

Combustible  
materials.

*Seventh.* To regulate the buying, carrying, selling, and using of gunpowder or other combustible materials, and the exhibition of fire-works, the use of lights in barns, stables, and other buildings, and to regulate or prohibit the discharge of fire-arms within the limits of the village, or the making of fires in the streets, lanes, alleys, bridges, or other places;

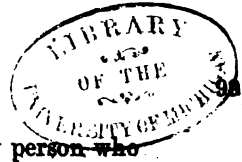
Incumbering  
of streets  
and walks.

*Eighth.* To prevent the incumbering of streets, sidewalks, crosswalks, lanes, alleys, bridges, or other public places, in any manner whatever;

Immoderate  
driving, etc.

*Ninth.* To prevent and punish horse-racing and immoderate driving or riding in any street, lane, alley, or public ground,

LAWS OF MICHIGAN.



and to authorize the stopping and detaining any person who shall be guilty of immoderate driving or riding in any street or alley in said village;

*Tenth.* To determine the routes and grades of any railroad to be laid in such village, and to restrain and regulate the use of locomotives, engines, and cars upon the railroad [railroads] within the village; Routes, grades, etc., of railroads.

*Eleventh.* To preserve the salubrity of the waters of Rogue river and its tributaries, or other streams or bodies of water within the limits of said village; prohibit or regulate bathing therein, and to provide for cleansing the same of drift-wood or other obstructions; to fill up or drain all low grounds or lots covered or partly covered with water within the limits of said village, as they may deem expedient; To preserve the salubrity of waters. Bathing.

*Twelfth.* To restrain and punish drunkards, vagrants, street beggars, and all disorderly persons or keepers of gambling or disorderly houses, or other houses in which drunkards or boisterous persons are allowed to congregate and disturb the peace, or in which any crime or misdemeanor shall be committed by the knowledge or consent of the occupant of such house; Drunkards and disorderly persons.

*Thirteenth.* To establish, maintain, and regulate one or more pounds in said village, and to prohibit, restrain, or regulate the running at large of horses, cattle, sheep, swine, and other animals, geese and poultry, in the streets, lanes, and public grounds of said village, and to authorize the impounding and sale of the same when found on the streets, lanes, or public grounds of said village, for the penalty incurred and the costs for keeping, impounding, and other expenses; to punish the breaking of any pound, or any unlawful interference therewith, and to make all such by-laws, ordinances, rules, and regulations in relation to such pound or pounds, and the advertising and selling of the animals, geese, or poultry therein impounded, as they may deem necessary or advisable for the purpose of perfecting the title of any prop- Pounds and impounding of cattle, etc.

1000

erty sold in conformity with any ordinance or by-law, and of preserving the evidence and declaring the legal effect of any and all evidence of any such sale or sales; and no court other than the circuit court for the county of Kent, or the courts held in said village pursuant to law, shall have the jurisdiction of any action of replevin, or other action against any pound-master of said village, for or on account of any animal or animals, geese or poultry, impounded, or for or on account of any act done by any such pound-master in pursuance of any power or duty conferred by any by-law or ordinance of said village;

Dogs.

*Fourteenth.* To prevent or regulate the running at large of dogs, to impose taxes on the owners or possessors of dogs, and to prevent dog-fights in the streets;

Offensive substances.

*Fifteenth.* To prohibit any person from bringing or depositing within the limits of said village any dead carcass or other unwholesome or offensive substances; and to require the removal or destruction thereof, if any person shall have on his or her premises such substances, or any putrid meats, fish, hides, or skins of any kind, on his or her default to authorize the removal or destruction thereof by some officer of the village;

Cleaning of sidewalks.

*Sixteenth.* To compel all persons, in such part or parts of the village as the common council may deem proper, to keep sidewalks, in front of premises owned or occupied by them, clear from snow, ice, dirt, wood, manure, or other substance or obstruction;

Ringling of bells, etc.

*Seventeenth.* To regulate the ringing of bells in the streets, and the crying of goods and commodities for sale at auction or otherwise, and to prevent disturbing noises in the streets, and to regulate the ringing of church bells and other bells for the purpose of indicating the time and fire-alarms;

Duties, etc., of officers

*Eighteenth.* To prescribe the powers and duties of all the officers of said village, except as herein otherwise provided, and their compensation, and the fines and penalties for their delinquencies;

*teenth.* To purchase, hold, and maintain suitable grounds Cemeteries.  
 cemetery survey, and divide the same in such form and  
 as they may deem proper; fix and determine the price  
 al lots; sell and convey the same; ornament, fence, and  
 e such cemetery, or any burial-ground now in said vil-  
 id enlarge or remove the same; regulate the burial of  
 d; preserve tombstones and monuments, and exercise  
 l control over all burial places in said village;

*ntieth.* To provide for the lighting of the streets and Lighting of streets.  
 and the protection of the public lamps;

*nty-first.* To establish, order, and regulate the markets, to Markets, vending of wood, hay, etc.  
 e the vending of wood, hay, meat, vegetables, fruits, fish,  
 ons, and farm produce of all kinds, and prescribe the  
 id place of selling the same, and the fees to be paid by  
 rs and non-resident buyers of produce; to prohibit the  
 unwholesome meat, poultry, fish, vegetables, or other

of food or provisions: *Provided*, That nothing herein Provide.  
 ied shall authorize the common council to restrict in  
 y the sale of fresh and wholesome meats by the quarter  
 the limits of the village;

*nty-second.* To establish, regulate, and preserve public Reservoirs, etc.  
 irs, wells, and pumps, and to prevent the waste of

*nty-third.* To regulate and establish the line and grade Line, etc., of buildings.  
 hich buildings may be erected upon any street, lane,  
 r other public ground in said village, and to compel  
 ilding to be erected upon such line or grade, by a fine  
 he owner thereof not exceeding one hundred dollars for  
 fence;

*nty-fourth.* To establish fire-districts, within which no Fire districts  
 a building (except such as shall be authorized by the  
 n council) shall be moved, built, repaired, enlarged, or  
 ;

*nty-fifth.* To regulate and restrain hawking and peddling Peddling, selling at auction, etc.  
 streets, and to regulate and license pawnbrokers, and to

license, regulate, or restrain the sale by auction, public or otherwise, of goods, wares, and merchandise by persons or agents of persons not residents of the village, within the village ;

Duties and compensation of officers.

*Twenty-sixth.* To prescribe the duties of all officers appointed by the common council, and their compensation, and the penalty or penalties for failing to perform such duties, and to prescribe the bonds and sureties to be given by the officers of the village for the discharge of their duties, and the time for executing the same, in cases not otherwise provided for by law.

Stands for carriages, etc.

*Twenty-seventh.* To prescribe and designate the stand or stands for carriages of all kinds which carry persons for hire, and to prescribe the rates of fare and charges for such carriages, and to prescribe the rates of fare and charges for wood, hay, and produce exposed for sale in said village, and to regulate the sale thereof ;

Shade trees

*Twenty-eighth.* To regulate and require the setting of shade trees in the streets of said village, and to provide for the preservation of the same: *Provided*, That any person owning real estate in said village, in front of which there is not a sufficient number of shade trees growing, may expend twenty per cent of his or her highway labor or highway tax in setting out shade trees along the margin of the streets and highways in front of such lands, at such distance from the margin of the streets or highways as the common council may determine ;

Proviso.

Weights and measures, etc.

*Twenty-ninth.* To prescribe the duties of sealer of weights and measures, and the penalty for using false weights and measures ; and all the laws of this State in relation to sealers of weights and measures shall apply to said village, except as herein otherwise provided ;

Boundaries, grades, etc., of streets.

*Thirtieth.* To ascertain, establish, and settle the boundaries of all streets, lanes, alleys, and other public grounds, and to prevent and remove all encroachments and obstructions thereon, and to establish the grade of streets, lanes, alleys, and other public grounds, and of all sidewalks and crosswalks constructed thereon.

Sec. 17. Any justice of the peace of the townships of Algoma, Plainfield, Courtland, or Cannon, in the county of Kent, State of Michigan, is hereby authorized and empowered to attend to all such business as is to be done by a justice of the peace by virtue of this act, and to try and determine all offenses which shall be committed within the limits of said village against any of the provisions of this act or against any of the by-laws, ordinances, and regulations that shall be made, ordained, or established by the said common council in pursuance of the power granted to them in this act, and punish the offender or offenders as by the said by-laws, ordinances, or regulations shall be prescribed or directed. And all suits which shall be brought to recover any penalty or forfeiture of any ordinance of the common council, or of any provision of this charter, shall be brought in the name of the village of Rockford, and in all suits for a violation of this act, or of any ordinance of the common council, process may be served by the marshal or any constable living within the limits of said village: *Provided* Justices of townships to try causes for village. *always*, That any person on a charge of violating any of the by-laws, ordinances, or regulations aforesaid, may demand and have a jury trial: *And provided also*, That in the cases mentioned in this act, no such justice shall make any process returnable or hold his court out of the township for which he was elected. Suits to be brought in the name of the village of Rockford. *Provido.*

Sec. 2. This act shall take immediate effect.

Approved March 30, 1872.

[ No. 62. ]

AN ACT regulating trials of impeachment and providing for the expenses thereof.

SECTION 1. *The People of the State of Michigan enact*, House of Representatives to impeach. That the House of Representatives shall have the sole power of impeaching civil officers for corrupt conduct in office, or

**Governor may suspend officer impeached and make provisional appointment to fill vacancy.**

for crimes and misdemeanors, but a majority of the men elected shall be necessary to direct an impeachment. If officer impeached may by the Governor be suspended in exercise of his office until his acquittal, and the Governor make a provisional appointment to a vacancy occasioned by the suspension of an officer, until he shall be acquitted, or after the election and qualification of a successor.

**Impeachment to be tried by Senate.**

Sec. 2. Every impeachment shall be tried by the Senate. When the Governor or Lieutenant Governor is tried, the Chief Justice of the Supreme Court shall preside. When an impeachment is directed, the Senate shall take an oath of affirmation truly and impartially to try and determine the same according to the evidence. No person shall be convicted without the concurrence of two-thirds of the members elected. Judgment, in case of impeachment, shall not extend further than removal from office, but the party convicted shall be liable to punishment according to law.

**House to elect three of their number to prosecute.**

Sec. 3. When an impeachment is directed, the House of Representatives shall elect from their own body three members whose duty it shall be to prosecute such impeachment; and the House of Representatives are hereby authorized to employ the said managers to prepare and present articles of impeachment in accordance with the resolutions of said House.

**Organization of Senate for the trial.**

Sec. 4. Whenever an impeachment is directed, the Senate shall forthwith, after the hour of final adjournment of the Legislature, be organized into a court for the trial of the same at the State Capital, and such organization shall be deemed perfected when the presiding officer of the Senate and all members thereof, present, shall have taken the oath or affirmation hereinbefore prescribed; and no member of the court shall sit, or give his vote upon such trial, until he shall have taken such oath or affirmation, which oath or affirmation shall be administered by the Secretary of the Senate to the presiding officer thereof, and by the presiding officer to each of the members of the Senate. The Senate, sitting upon the trial

**Who to administer oath or affirmation.**

of an impeachment, shall have the same power to compel the attendance of its members, as when engaged in the ordinary business of legislation.

Power to compel attendance.

Sec. 5. The Senate, when so organized, shall forthwith cause the person impeached to appear, and to answer the charge exhibited against him; and upon his appearance, he shall be entitled to a copy of the articles of impeachment, and to a reasonable time to answer the same.

Person impeached to be brought before the Senate to answer. Entitled to copy of articles, etc.

Sec. 6. The person accused shall be allowed counsel on the trial of the impeachment.

Accused allowed counsel.

Sec. 7. When issue shall be joined in an impeachment, the Senate, sitting as a court for the trial of the same, shall appoint a time and place for the trial thereof. At the time and place so appointed, the Senate, as a court, shall proceed to hear, try, and determine the impeachment, and may from time to time, if necessary, adjourn the trial to any other time or place at the State capital.

When issue joined, Senate to appoint time and place of trial.

Sec. 8. If two-thirds of all the members elected to the Senate shall not assent to a conviction, the person impeached shall be declared acquitted.

When person impeached to be acquitted.

Sec. 9. If the President of the Senate shall be impeached, notice thereof shall be immediately given to the Senate by the House of Representatives, that another President may be chosen.

Impeachment of President of Senate.

Sec. 10. The writs and process of the Senate, sitting as a court for the trial of an impeachment, shall be signed by the Secretary of the Senate, and *tested* in the name of the presiding officer, and the Senate, as such court, shall have power to enforce obedience to its process by attachment and punishment, as for contempt of the process of a court of record.

Writs and processes, by whom signed and tested.

Power of Senate to enforce obedience to its process etc.

Sec. 11. It shall be the duty of the Secretary of the Senate, in all cases of impeachment, to keep a full and accurate record of the proceedings, which shall be taken and held as a public record; and he shall have power to administer all requisite oaths or affirmations.

Secretary to keep record of proceedings.

To administer oaths.



Power of Senate to appoint subordinate officers, etc.

Sec. 12. The Senate, sitting as a court of impeachment shall have power from time to time to appoint such subordinate officers or clerks and reporters as may be necessary for the convenient transaction of business, and at any time to re such officers.

Powers and rights of managers and person impeached relative to witnesses, etc.

Sec. 13. The managers elected by the House of Representatives shall have all necessary powers for conducting the impeachment before the Senate, and they, and also the person impeached, shall severally be entitled to process for compelling the attendance of persons, or the production of papers and records, required for the trial of the impeachment.

Senate may establish rules and regulations.

Sec. 14. The Senate, sitting as a court of impeachment shall have full power and authority to establish such rules and regulations as may be necessary in the trials of impeachment.

Compensation of Senators and Managers.

Sec. 15. The presiding officer and members of the Senate while sitting as a court of impeachment, and the managers elected by the House, shall receive the sum of five dollars per day, and mileage at the rate of ten cents per mile in going from and returning to their places of residence by the ordinary traveled routes; and the compensation of the Secretary, Sergeant-at-Arms, and all subordinate officers, clerks, and reporters, shall be such an amount as shall be fixed by the

Mileage.

Compensation of officers, clerks, etc.

Payment of

of the members of such court. The State Treasurer, upon presentation of a certificate or certificates signed by the presiding officer and Secretary of the Senate, and countersigned by the Auditor General, pay all the expenses of the Senate and managers elected by the House, which may be incurred under the provisions of this act.

Application of act.

Sec. 16. The provisions of this act shall apply to all impeachments and proceedings heretofore had, or hereafter to be had to impeach any civil officer of this State.

Sec. 17. This act shall take immediate effect.

Approved March 30, 1872.

LAWS OF MICHIGAN.  
[No. 1]

[No. 63.]

[No. 63.]

To amend sections five, eleven, twenty-two, thirty, thirty-nine, forty-one, fifty-four, fifty-six, fifty-eight, fifty-nine, seventy-five, eighty-two, ninety-one hundred and fourteen, one hundred and sixteen, hundred and nineteen of chapter fifty-eight of the statutes of eighteen hundred and forty-six, entitled "ary schools," being sections three thousand five and three thousand six hundred, three thousand six hundred and six, three thousand six hundred and seven, three thousand six hundred and eight, three thousand six hundred and nine, three thousand six hundred and ten, three thousand six hundred and eleven, three thousand six hundred and twelve, three thousand six hundred and thirteen, three thousand six hundred and fourteen, three thousand six hundred and fifteen, three thousand six hundred and sixteen, three thousand six hundred and seventeen, three thousand six hundred and eighteen, three thousand six hundred and nineteen, three thousand six hundred and twenty, three thousand six hundred and twenty-one, three thousand six hundred and twenty-two, three thousand six hundred and twenty-three, three thousand six hundred and twenty-four, three thousand six hundred and twenty-five, three thousand six hundred and twenty-six, three thousand six hundred and twenty-seven, three thousand six hundred and twenty-eight, three thousand six hundred and twenty-nine, three thousand six hundred and thirty, three thousand six hundred and thirty-one, three thousand six hundred and thirty-two, three thousand six hundred and thirty-three, three thousand six hundred and thirty-four, three thousand six hundred and thirty-five, three thousand six hundred and thirty-six, three thousand six hundred and thirty-seven, three thousand six hundred and thirty-eight, three thousand six hundred and thirty-nine, three thousand six hundred and forty, three thousand six hundred and forty-one, three thousand six hundred and forty-two, three thousand six hundred and forty-three, three thousand six hundred and forty-four, three thousand six hundred and forty-five, three thousand six hundred and forty-six, three thousand six hundred and forty-seven, three thousand six hundred and forty-eight, three thousand six hundred and forty-nine, three thousand six hundred and fifty, three thousand six hundred and fifty-one, three thousand six hundred and fifty-two, three thousand six hundred and fifty-three, three thousand six hundred and fifty-four, three thousand six hundred and fifty-five, three thousand six hundred and fifty-six, three thousand six hundred and fifty-seven, three thousand six hundred and fifty-eight, three thousand six hundred and fifty-nine, three thousand six hundred and sixty, three thousand six hundred and sixty-one, three thousand six hundred and sixty-two, three thousand six hundred and sixty-three, three thousand six hundred and sixty-four, three thousand six hundred and sixty-five, three thousand six hundred and sixty-six, three thousand six hundred and sixty-seven, three thousand six hundred and sixty-eight, three thousand six hundred and sixty-nine, three thousand six hundred and seventy, three thousand six hundred and seventy-one, three thousand six hundred and seventy-two, three thousand six hundred and seventy-three, three thousand six hundred and seventy-four, three thousand six hundred and seventy-five, three thousand six hundred and seventy-six, three thousand six hundred and seventy-seven, three thousand six hundred and seventy-eight, three thousand six hundred and seventy-nine, three thousand six hundred and eighty, three thousand six hundred and eighty-one, three thousand six hundred and eighty-two, three thousand six hundred and eighty-three, three thousand six hundred and eighty-four, three thousand six hundred and eighty-five, three thousand six hundred and eighty-six, three thousand six hundred and eighty-seven, three thousand six hundred and eighty-eight, three thousand six hundred and eighty-nine, three thousand six hundred and ninety, three thousand six hundred and ninety-one, three thousand six hundred and ninety-two, three thousand six hundred and ninety-three, three thousand six hundred and ninety-four, three thousand six hundred and ninety-five, three thousand six hundred and ninety-six, three thousand six hundred and ninety-seven, three thousand six hundred and ninety-eight, three thousand six hundred and ninety-nine, four thousand, four thousand one, four thousand two, four thousand three, four thousand four, four thousand five, four thousand six, four thousand seven, four thousand eight, four thousand nine, five thousand, five thousand one, five thousand two, five thousand three, five thousand four, five thousand five, five thousand six, five thousand seven, five thousand eight, five thousand nine, six thousand, six thousand one, six thousand two, six thousand three, six thousand four, six thousand five, six thousand six, six thousand seven, six thousand eight, six thousand nine, seven thousand, seven thousand one, seven thousand two, seven thousand three, seven thousand four, seven thousand five, seven thousand six, seven thousand seven, seven thousand eight, seven thousand nine, eight thousand, eight thousand one, eight thousand two, eight thousand three, eight thousand four, eight thousand five, eight thousand six, eight thousand seven, eight thousand eight, eight thousand nine, nine thousand, nine thousand one, nine thousand two, nine thousand three, nine thousand four, nine thousand five, nine thousand six, nine thousand seven, nine thousand eight, nine thousand nine, ten thousand.

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Annual Census of  
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thousand six hundred and twenty-nine, three thousand six hundred and forty-four, three thousand six hundred and fifty-one, three thousand six hundred and fifty-seven, three thousand six hundred and seventy-three, three thousand six hundred and seventy-five, and three thousand six hundred and seventy-eight of the Compiled Laws of eighteen hundred and seventy-one, be amended so as to read as follows :

District officers, when elected.

(3586.) Sec. 5. The qualified voters of such district, when assembled pursuant to such previous notice, and all existing districts, at their annual meeting in the year one thousand eight hundred and fifty-nine, shall elect, from the qualified voters of such district, a moderator for three years, a director for two years, and an assessor for one year; and on the expiration of their respective terms of office, and regularly thereafter, their several successors shall be elected for a term of three years each. Within ten days after their election, these several officers shall file with the director a written acceptance of the offices to which they shall have been respectively elected, which shall be recorded by said director.

Term of office.

Acceptance.

Annual meeting.

(3592.) Sec. 11. The annual meeting of each school district shall be held on the first Monday of September in each year, and the school year shall commence on that day.

When inspectors to determine school-house site.

(3600.) Sec. 20. When no site can be established by such inhabitants as aforesaid, the school inspectors of the township or townships in which the district is situated shall determine where such site shall be, and their determination shall be certified to the director of the district, and shall be final, subject to alteration afterward by the inspectors, on the written request of a majority of the qualified voters of the district.

Limit of tax for school-houses.

(3602.) Sec. 22. The amount of taxes to be raised in any district for the purpose of purchasing or building a school-house, shall not exceed the sum of one thousand dollars in any one year, unless there shall be more than fifty children between the ages of five and twenty years residing therein.

(3608.) Sec. 23. Such qualified voters, when assembled as aforesaid, may from time to time impose such tax as shall be necessary to keep their school-house in repair, and to provide the necessary appendages and school apparatus; and in townships having district libraries, for the support of the same, and to pay and discharge any debts or liabilities of the district lawfully incurred; and when a tax is voted or estimated by the board, under the provisions of section twenty-four, and is needed for use before it can be collected, the district may borrow to an amount not exceeding the amount of the tax; and no money raised by district tax shall be used for any other purpose than that for which it was raised, without a vote of two-thirds of the tax-paying voters of the district.

Voters may impose tax for school purposes.

May borrow money.

(3616.) Sec. 39. The district board shall hire such qualified teachers as may be required, and all contracts shall be in writing and signed by a majority of the board on behalf of the district. Said contract shall specify the wages agreed upon, and shall require the teacher to keep a correct list of the pupils, and the age of each, attending the school, and the number of days each pupil is present, and to furnish the director with a correct copy of the same at the close of the school. Said contract shall be filed with the director, and a duplicate of the same furnished to the teacher.

Hiring of teachers, contracts, etc.

(3617.) Sec. 41. Within ten days next previous to the annual district meeting, it shall be the duty of the director, or such other person as the district board may appoint, to take the census of the district, and make a list in writing of the names and ages of all the children between the age of five and twenty years residing therein, and a copy of said list shall be verified by the oath or affirmation of the person taking such census, by affidavit appended thereto or indorsed thereon, setting forth that it is a correct list of the names of all the children between the ages aforesaid residing in the district, which affidavit may be made before the clerk of the township; and said list shall be returned with the annual report of the director to the

Census of district.

qualified voters of the district may appoint a building committee to take charge of the work of building such school-house.

When district is divided, property to be apportioned.

(3644.) Sec. 75. When a new district is formed, in whole or in part, from one or more districts possessed of a school-house or entitled to other property, the inspectors, at the time of forming such new district, or as soon thereafter as may be, ascertain and determine the amount justly due to such district, from any district out of which it may have been whole or in part formed, as the proportion of such new district, of the value of the school-house and other property belonging to the former district at the time of such division and whenever, by the division of any district, the school-house or site thereof shall no longer be conveniently located for school purposes, and shall not be desired for use by the district in which it may be situated, the school inspectors of the township in which such school-house and site shall be located may advertise and sell the same, and apportion the proceeds of such sale, and also any moneys belonging to the district thus divided, among the several districts erected wholly or in part from the divided district.

Director to report to clerk of each township number of children.

(3651.) Sec. 82. The director of every district formed wholly or in part from one or more districts, as provided in the preceding section, shall also report to the clerk of each township in which the district is in part situated, the number of children between the ages of five and twenty years in that part of the district lying in such township, and books shall be drawn from the library of each township for the use of such district; but the district shall have access to but one such library at the same time, and the said inspectors shall establish the order in which books shall be drawn from the township library: *Provided*, That no books shall be drawn from any township library by any district having a district library, but such district shall be entitled to its just proportion of books from the library of any township in which it is partly situated, to be added to the district library, and also

Proviso relative to library.

its equitable share of any library moneys raised or received by any such township.

(3657.) Sec. 97. On receiving notice from the county treasurer of the amount of school moneys apportioned to his township, he shall apportion the same amount to the several districts therein entitled to the same, in proportion to the number of children in each, between the ages of five and twenty years, as the same shall be shown by the annual report of the director of each district of the school year last closed.

Township clerk to apportion school moneys.

(3673.) Sec. 114. A township library shall be maintained in each organized township in this State, which shall be the property of the township, and the parents and guardians of all children therein between the ages of five and twenty years shall be permitted to use books from such library without charge, being responsible to the township for the safe return thereof, and for any injury done thereto, according to such rules and regulations as are or may be established by the board of school inspectors of the township: *Provided*, That no township in which the township library has been distributed into district libraries, shall be required to maintain thereafter a township library: *And provided also*, That the school inspectors of any township may equitably divide the township libraries into district libraries whenever requested by a vote of a majority of the districts in the township.

Township libraries to be maintained.

Provide.

Provide.

(3675.) Sec. 116. The clear proceeds of all fines for any breach of the penal laws of this State, and for penalties, or upon any recognizances in criminal proceedings, and all equivalents for exemption from military duty when collected in any county and paid into the county treasury, together with all moneys heretofore collected and paid into said treasury on account of such fines or equivalents and not already apportioned, shall be apportioned by the county treasurer, between the first and tenth days of April in each year, among the several townships in the county, according to the number of children therein, between the ages of five and twenty years, as shown by the

Proceeds of fines, etc., to be apportioned for the purchase of books.

qualified voters of the district may appoint a building committee to take charge of the work of building such school-house.

When district is divided, property to be apportioned.

(3644.) Sec. 75. When a new district is formed, in whole or in part, from one or more districts possessed of a school-house, or entitled to other property, the inspectors, at the time of forming such new district, or as soon thereafter as may be, shall ascertain and determine the amount justly due to such new district, from any district out of which it may have been in whole or in part formed, as the proportion of such new district, of the value of the school-house and other property belonging to the former district at the time of such division; and whenever, by the division of any district, the school-house or site thereof shall no longer be conveniently located for school purposes, and shall not be desired for use by the new district in which it may be situated, the school inspectors of the township in which such school-house and site shall be located may advertise and sell the same, and apportion the proceeds of such sale, and also any moneys belonging to the district thus divided, among the several districts erected in whole or in part from the divided district.

Director to report to clerk of each township number of children.

(3651.) Sec. 82. The director of every district formed as provided in the preceding section, shall also report to the clerk of each township in which the district is in part situated, the number of children between the ages of five and twenty years in that part of the district lying in such township, and books shall be drawn from the library of each township for the use of such district; but the district shall have access to but one such library at the same time, and the said inspectors shall establish the order in which books shall be drawn from each township library: *Provided*, That no books shall be drawn from any township library by any district having a district library, but such district shall be entitled to its just proportion of books from the library of any township in which it is partly situated, to be added to the district library, and also to

Previso relative to library.

same is hereby amended by adding fourteen new sections thereto, to stand as sections seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, and twenty of said act, and to read as follows :

Sec. 7. If, for the purpose of constructing or operating any water-works, the commission or board appointed in pursuance of section four of this act shall require the land of any person or corporation, or any right of way over, through, or across such land, for the use of such water-works, and shall be unable to agree with the owner or owners or parties having estates or interest in such land, or his or their authorized agent, for the purchase of such land or right of way, such commission or board shall have the right to acquire the title to such ground or the necessary right of way over, through, or across the same, in the manner hereinafter provided.

Commission may seize property necessary in the construction of water-works

Sec. 8. For the purpose of acquiring such title or right of way, such commission or board shall give notice to the claimant or owners of said land, or of any interest therein, that at a time and place therein mentioned, proceedings will be taken for the purpose of acquiring such title or right of way, before some justice of the peace or other judicial officer residing in such city or village, or in the township in which such lands are situate ; and that said claimants or owners of said land, or any interest therein, may appear before such officer at such time and place, to have their claims and interests adjusted, and the compensation to be paid by such city or village for such land or interest therein, fixed and determined ; which said notice shall also contain a description of the lands to be taken, and the particular use or purposes for which such lands are desired.

Notice to claimant or owners, of proceedings before officer.

Sec. 9. The notice required to be given, as required in section eight, shall be served personally on such claimants or owners as can be found within this State, by delivering to them a true copy of such notice, or leaving a true copy thereof at their residence, if within this State, with some person of suitable

Service of notice.



last annual statement of the county clerk on file in his office, which money shall be applied to the purchase of books for township or district libraries, and for no other purpose.

Interest of  
school fund  
to be dis-  
tributed.

(3678.) Sec. 119. The interest of the primary school fund shall be distributed on the first Monday of May, or as soon thereafter as is practicable, in each year, for the support of primary schools in the several townships in this State, for which reports have been received by the Superintendent of Public Instruction in accordance with the provisions of this chapter, for the school year last closed, in proportion to the number of children in such township between the ages of five and twenty years; and the same shall be payable, on the warrant of the Auditor General, to the treasurers of the several counties.

Act repealed

Sec. 2. That act number one hundred and seventy-six of the Session Laws of eighteen hundred and sixty-one, approved March sixteen, eighteen hundred and sixty-one, be and the same is hereby repealed.

Sec. 3. This act shall take immediate effect.

Approved March 30, 1872.

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[ No. 64. ]

AN ACT to amend an act entitled "An act to authorize the introduction of water into, and the construction or purchase of hydraulic works in, the cities and villages in the State of Michigan," being act number five of the Session Laws of eighteen hundred and seventy.

Sections  
added.

SECTION 1. *The People of the State of Michigan enact, That* an act to authorize the introduction of water into, and the construction or purchase of hydraulic works in, the cities and villages in the State of Michigan, being act number five of the Session Laws of eighteen hundred and seventy, be and

same is hereby amended by adding fourteen new sections thereto, to stand as sections seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, and twenty of said act, and to read as follows:

Sec. 7. If, for the purpose of constructing or operating any water-works, the commission or board appointed in pursuance of section four of this act shall require the land of any person or corporation, or any right of way over, through, or across such land, for the use of such water-works, and shall be unable to agree with the owner or owners or parties having estates or interest in such land, or his or their authorized agent, for the purchase of such land or right of way, such commission or board shall have the right to acquire the title to such ground or the necessary right of way over, through, or across the same, in the manner hereinafter provided.

Commission may seize property necessary in the construction of water-works

Sec. 8. For the purpose of acquiring such title or right of way, such commission or board shall give notice to the claimant or owners of said land, or of any interest therein, that at a time and place therein mentioned, proceedings will be taken for the purpose of acquiring such title or right of way, before some justice of the peace or other judicial officer residing in such city or village, or in the township in which such lands are situate; and that said claimants or owners of said land, or any interest therein, may appear before such officer at such time and place, to have their claims and interests adjusted, and the compensation to be paid by such city or village for such land or interest therein, fixed and determined; which said notice shall also contain a description of the lands to be taken, and the particular use or purposes for which such lands are desired.

Notice to claimant or owners, of proceedings before officer.

Sec. 9. The notice required to be given, as required in section eight, shall be served personally on such claimants or owners as can be found within this State, by delivering to them a true copy of such notice, or leaving a true copy thereof at their residence, if within this State, with some person of suitable

Service of notice.

ble age and discretion, at least ten days before the time fixed in said notice for such hearing. And in case any of the said claimants or owners cannot be found after using due diligence for that purpose, and they have no known place of residence within this State, the commissioners shall, in such cases, cause such notice to be published for four successive weeks in one paper published at Detroit, and a like period in one paper published within the county where such lands are situate, should one be published therein; and in case the residence of such claimants, if without the State, can be ascertained, a copy of said notice shall be mailed to them, postage prepaid: *Provided however*, That if such owner or claimant is an infant or a person of unsound mind, such notice shall be served upon his or her guardian, if found within this State, and if not, then by publication as above provided: *And provided further*, That if such infant or person of unsound mind has no guardian, then said commissioners may make application, by petition, to the circuit court in chancery for said county, or to the probate judge of said county, for the appointment of a guardian, and said court or judge shall, upon such application appoint a special guardian.

When claimants, etc., cannot be found.

Proviso relative to infant claimants, etc.

Further proviso.

Commission to report to officer mentioned in notice.

Jury to assess damages.

Sec. 10. At least five days before the time fixed in such notice for such hearing, such commission or board shall present to the justice or other officer mentioned in such notice a report setting forth a description of the lands in such notice, the necessity for using the same, and the particular use or purpose for which such lands are desired, and whether desired in fee or otherwise, that such commission or board have been unable to agree with the owner or person interested in such land, and the time and manner of giving such notice, and attach thereto a copy of such notice, which report shall be signed by the president or secretary, together with an affidavit of service of publication of such notice attached thereto. And thereupon it shall be the duty of such justice or other officer to issue *venire facias* directed to the marshal or any constable of suc

, village, or township, commanding him to summon twelve interested freeholders of the county to appear as jurors before such officer at the time and place mentioned in such notice. And it shall be the duty of the marshal or constable from whom such *venire* is delivered to summon such jurors personally at least twenty-four hours before the time when they by said *venire* required to appear; and to return the same before the day of such hearing, with his doings thereon, the names of the persons summoned, and the time and manner of summoning them. If, for any reason, any juror summoned shall not appear and his attendance cannot be procured, or if any juror or jurors appearing in obedience to such *venire* shall be found incompetent or unfit, in the discretion of the justice or other officer before whom the proceedings are to be held, to serve as such juror, or has any sufficient excuse for not so doing, said justice or other officer shall direct the marshal or constable to forthwith summon a sufficient number of disinterested freeholders of said county as talesmen to complete the number of twelve jurors; and such jury, having been first duly sworn, may examine the premises and shall proceed to ascertain and determine the necessity for taking or using the land described in the said notice, and to fix and determine the value or rights which said city or village shall have to such lands. <sup>Powers of jury.</sup> such jury shall have full power to hear, examine, and determine of and concerning the rights, interest, and title of all any of the claimants of said land, and also to assess the value thereof and fix the compensation, after deducting the benefit which such claimant or owners may derive therefrom, to be paid by such city or village therefor, as fully and efficiently as all the power necessary for the purposes aforesaid were not specifically enumerated in this act; and the decision of such jury shall be final and conclusive in the premises, unless an appeal from their decision shall be taken as provided in this act; and their verdict, when determined on, shall be reduced to writing and subscribed by each of said jurors, and

said jury shall thereupon be discharged: *Provided*, That in cases where two or more claimants claim conflicting titles or interests in said lands, the amount awarded by the jury shall be paid into the circuit court of the county in which such lands are situate, and the same shall afterwards be paid to the party or parties establishing their title thereto, in proportion to their interests in said lands: *And provided further*, That said city or village and said claimant or claimants, in cases of more than one claimant, shall have the right to a challenge in writing, to the array, for cause, and two peremptory challenges, besides the right of challenge to the polls for cause, and such officer shall supply the place thereof by talesmen summoned as aforesaid. Said jurors shall each be allowed two dollars per day for their services, and mileage as in other cases, which shall be paid by such city or village. And such justice or other officer shall receive the same fees as are allowed for like services in justice courts; and for the purpose of summoning and empaneling the jury, compelling the attendance of witnesses, or during adjournments and all other proceedings necessary for successfully carrying out the foregoing provision, the officer before whom the proceedings are had shall have and exercise all the powers usually exercised by justices of the peace in the conduct and trial of suits at law: *Provided however*, That there shall not be more than two adjournments, and no adjournment shall be for a period exceeding ten days.

Sec. 11. Either party to the proceedings who shall consider himself aggrieved by the determination of the jury as to the amount of damages so awarded, may appeal therefrom to the circuit court of the same county in the manner hereinafter provided. The party desiring to appeal, his agent or attorney, shall, within five days after the final determination of the jury, make and file with the officer before whom the proceedings were had, an affidavit that such determination is not in accordance with the rights of the party, as the deponent verily believes, and showing the interest which the party claiming an

appeal has or claims to have in the premises. And the party *idem.* so appealing shall, within the same time, execute and deliver to such officer a bond, with two or more sufficient sureties, to be approved by such officer in writing, indorsed on said bond, in a penalty to be fixed by such justice or other officer, and not less than one hundred dollars, conditioned that the appellant shall prosecute his said appeal with all due diligence to a decision in the circuit court, and if the determination of the jury is affirmed, or if the appeal is dismissed or discontinued, that such appellant will pay all costs that may be adjudged against him or them by such circuit court. Within five days after the filing of such bond and affidavit, the officer before whom the proceedings were had shall make a duplicate of the return which he is required by this act to file with the clerk of the common council of the city or corporate authorities of the village, as [the] case may be, and attach to such duplicate the bond and affidavit, and file the same with the clerk of such circuit court; and for making and filing such duplicate, such officer shall be entitled to a fee of three dollars, to be paid in the first instance by the party appealing. Upon the filing of such duplicate return as aforesaid, the same proceedings shall be thereupon had as in other appeal cases from justice's court. And such case shall be determined with all convenient speed, and either party may remove said cause to the Supreme Court as in other cases.

Sec. 12. The officer before whom the proceedings were had shall, within ten days after the close of the proceedings before him, in case there is no appeal, make a return of all such proceedings and attach thereto the report filed with him by the commission or board, and the verdict of the jury, and deposit the same with the clerk of the common council of the city, or corporate authority of the village, for whose benefit the proceedings were had, who shall file and preserve the same as part of the records of his office; and such return, or a certified copy of the same, shall in all courts and places be conclusive evidence of the truth of the matters therein contained.

Return of  
proceedings  
to be filed  
with clerk.

Payment of  
amount  
awarded.

Sec. 13. The common council of the city or the corporate authority of the village, as the case may be, shall, immediately after the filing of such return, if no appeal is taken, and immediately after the determination of the circuit court in cases where an appeal is taken, make provision to pay or cause to be paid to the person or persons entitled thereto, the amount awarded to him or them by the said jury or by the circuit court in cases where an appeal has been had.

Proceedings  
to be record-  
ed by regis-  
ter of deeds.

Sec. 14. It shall be the duty of the recorder or clerk of such city or village, upon the filing of such papers and proceedings with him by said justice, in case there is no appeal, and of the clerk of the circuit court in case of an appeal, upon the final determination thereof, to make a certified copy of all the papers and proceedings filed with him, and in said cause, under the seal of said court, or under the corporate seal of said city or village, as the case may be, and deliver the same to the register of deeds of the county, who shall record the same in the record of deeds kept in his office, and who shall receive ten cents per folio for recording the same.

When title  
in fee is  
awarded.

Sec. 15. In all cases where the fee to such land is awarded to such city or village, the title thereto shall vest in and become absolute to said city or village, free and clear from all incumbrances and adverse titles or claims of any kind or nature whatsoever, upon payment of the sum or sums awarded, or the tender thereof, as provided in section thirteen of this act. And in all cases where such fee is not awarded, then upon the payment or tender of the sum or sums awarded, as aforesaid, the said city or village and said commission or board may enter upon such land, take possession thereof, construct their works, lay pipes and repair the same, and do all other acts necessary for the proper care and maintenance of such works, so long as the same shall be used for the purposes contemplated in this act.

When title  
in fee is not  
awarded.

Sec. 16. The common council of any city, or the common council or board of trustees of any village, may, by ordinance,

empower and authorize such commission or board to construct, <sup>Rights and powers which may be conferred on the commission by the common council.</sup> operate, and maintain the necessary works contemplated in this act; and said commission or board shall have power and the right to enter upon any land for the purpose of examining and ascertaining, whether the same is suitable or necessary for such purposes, and cause surveys of the same to be made, without being liable to the owners or claimants thereof for any damages occasioned thereby; and upon said land being condemned, and payment or tender made as provided in section thirteen, the said commission or board may immediately enter upon, take possession of such lands, and commence the erection and construction of such works, lay pipes, and do any other act they may consider necessary, under the power herein conferred, or conferred upon them by such ordinance; and no appeal taken under the provisions of this act shall operate or stay their proceedings, nor shall they during the pendency of such appeal, in any manner, or by any court, be restrained from proceeding with the construction of such works, or from laying pipes: *Provided*, That the amount awarded to such <sup>Proviso.</sup> claimant, being the appellant or appellee in such appeal case, be by said commission or board deposited with the treasurer of such city or village, payable to the order of such claimant.

Sec. 17. If in the opinion of such commission or board it <sup>Commission may use public highways.</sup> shall be advisable or necessary to use any public highway for the purpose of laying the pipes connected with such water-works, or for any other purpose necessary for the construction and maintaining of such water-works, such board or commission may at any time use such highway, or any portion of the same, for such purpose: *Provided however*, Such use shall not <sup>Proviso.</sup> prevent the free use of such highway by the public.

Sec. 18. No freeholder of such city, village, or township, in <sup>Freeholder not incompetent to act as juror on account of interest.</sup> which or through which such water-works may be constructed or pipes laid, shall be deemed incompetent as a juror on account of his interest in the event of such proceedings: *Provided*, Such interest be such only as he has in common <sup>Proviso.</sup> with the inhabitants of such city, village, or township.



Penalty for  
injuring wa-  
ter-works.

Sec. 19. Any person willfully interfering with or in such water-works or pipes shall be deemed guilty of a misdemeanor, and shall on conviction thereof be punished by of not over one hundred dollars, or imprisonment in county jail not over sixty days, or both such fine and imprisonment, in the discretion of the court.

Sec. 20. This act as amended shall apply to all cities and villages in this State.

Sec. 2. This act shall take immediate effect.

Approved March 30, 1872.

## JOINT RESOLUTIONS.

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[ No. 1. ]

**JOINT RESOLUTION** for the use of the **St. Mary's Falls Ship Canal** and other canals in **Michigan**, by the subjects of **Her Britannic Majesty**, on terms of equality with the inhabitants of the **United States**.

*Whereas*, By the provisions of article twenty-seven of the "Treaty between the United States and Great Britain," made May eight, and proclaimed July four, eighteen hundred and seventy-one, the United States contracted to urge upon the State governments to secure to the subjects of Her Britannic Majesty the use of the several State canals connected with the navigation of the lakes or rivers traversed by or contiguous to the boundary line between the possessions of the high contracting parties, on terms of equality with the inhabitants of the United States; therefore be it

*Resolved by the Senate and House of Representatives of the State of Michigan*, That for the purpose of carrying out article twenty-seven of said treaty, that the subjects of Her Britannic Majesty shall have the use of the **St. Mary's Falls Ship Canal**, and any other canal connected with the great lakes or contiguous to the boundary line between the possessions of the high contracting parties in said treaty, and within the limits of this State, on terms of equality with the inhabitants of the United States.

Approved March 23, 1872.

# CONCURRENT RESOLUTIONS.

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[ No. 1. ]

## CONCURRENT RESOLUTION.

*Whereas*, Portions of our State were, in October last, visited by fire, producing great destruction of property and in many instances loss of life; and

*Whereas*, Many of our citizens were great sufferers by the devastations of this terrible fiend, being stripped of all their worldly effects, placing them in a condition of want and dependence; and

*Whereas*, Lieut. General Sheridan, by his prompt and timely aid to our people, through His Excellency Gov. Baldwin, of two thousand pairs of blankets, four hundred men's overcoats, and one thousand pairs of men's socks, relieved much distress among our unfortunate and suffering people; therefore,

*Resolved* (the Senate concurring), That the thanks of the people of the State of Michigan, through their Representatives, are hereby tendered to Lieut. General Sheridan.

*Resolved*, That the Governor be requested to transmit a copy of this resolution to Lieut. General Sheridan.

Approved March 18, 1872.

[No. 3.]

JOINT RESOLUTION to provide for the publication of the geological reports, maps, charts, and surveys of the State of Michigan.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That the State Geological Board be and they are hereby authorized to cause the publication of two or three thousand copies of the geological reports of the Upper and Lower Peninsulas, in one volume, and an equal number of the accompanying maps, charts, and surveys, in a separate volume, at an expense to the State, upon the most reasonable terms they can obtain, not to exceed the sum of twenty thousand dollars; and the Board of State Auditors are authorized to audit and allow the accounts for such publication, within the sums aforesaid, as shall be approved and recommended by the State Geological Board.

Approved March 29, 1872.

# CONCURRENT RESOLUTIONS.

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[ No. 1. ]

## CONCURRENT RESOLUTION.

*Whereas*, Portions of our State were, in October last, visited by fire, producing great destruction of property and in many instances loss of life ; and

*Whereas*, Many of our citizens were great sufferers by devastations of this terrible fiend, being stripped of all their worldly effects, placing them in a condition of want and dependence ; and

*Whereas*, Lieut. General Sheridan, by his prompt and timely aid to our people, through His Excellency Gov. Baldwin, two thousand pairs of blankets, four hundred men's overcoats and one thousand pairs of men's socks, relieved much distress among our unfortunate and suffering people ; therefore,

*Resolved* (the Senate concurring), That the thanks of the people of the State of Michigan, through their Representatives are hereby tendered to Lieut. General Sheridan.

*Resolved*, That the Governor be requested to transmit a copy of this resolution to Lieut. General Sheridan.

Approved March 18, 1872.

[ No. 2. ]

CONCURRENT RESOLUTION in regard to the "Chicago Relief Bill," now pending before the Congress of the United States.

*Resolved*, The lumber interest of the State of Michigan is of very great importance, directly to a large number of persons, and indirectly to the whole commonwealth ;

*whereas*, There is now pending before Congress a bill known as the "Chicago Relief Bill," which discriminates against this branch of Michigan industry ;

*whereas*, The said lumber interest has suffered as seriously from the late fires, in proportion to the capital invested, as any city of Chicago ; therefore

*Resolved* (the Senate concurring), That our Senators in Congress be instructed, and our Representatives requested, to use proper means to prevent said "Chicago Relief Bill" from becoming a law, and the Governor is hereby requested to send to each of our Senators and Representatives in Congress certified copies of this concurrent resolution.

Passed March 18, 1872.

[ No. 3. ]

## CONCURRENT RESOLUTION.

*Resolved*, (the Senate concurring), That the State Printer be directed to transmit to each of the newspapers in this State, to the judges of the Supreme, circuit, and probate courts, to the State officers, and to the clerks of each of the counties in the State, one copy of the journal of the Senate and House of Representatives during the present extra session.

Passed March 18, 1872.

## CONCURRENT RESOLUTIONS.

[ No. 4. ]

## CONCURRENT RESOLUTION.

*Whereas*, The general government has expended ten thousand dollars, during the past year, in dredging out and enlarging the harbor of refuge at the mouth of the Cheboygan river in the Straits of Michillimackinac; and

*Whereas*, The great and rapidly increasing lumber and commercial interests of the citizens of Cheboygan county and vicinity demand immediate and increased harbor facilities, enable them to ship their lumber and other products upon an equal footing with citizens of other portions of our State therefore

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress be requested to use all honorable means to procure the necessary appropriation of money to secure the immediate completion of said harbor, according to the plans and specifications of the government engineers.

*Resolved*, That His Excellency the Governor be requested to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress.

Approved March 23, 1872.

[ No. 5. ]

## CONCURRENT RESOLUTION.

*Resolved by the Senate* (the House concurring), That each member and officer of the Senate and House of Representatives of the present Legislature be furnished by the Secretary of State with one copy of the Geological Reports, and a copy of the accompanying maps, as soon as they are published.

Approved March 23, 1872.

[ No. 6. ]

CONCURRENT RESOLUTION in relation to the proposed ship canal around Niagara Falls.

*Whereas*, The annual products of the States bordering upon and tributary to the northern lakes are largely in excess at the present time (and are rapidly increasing) of the capacity for transportation of all the avenues to the Eastern States and the seaboard, demonstrating the necessity of enlarged water facilities for communication between the West and the East; and

*Whereas*, The State of Michigan is deeply interested in the matter of opening a cheaper and more expeditious mode of transportation by water than now exists between this State and the Atlantic seaboard;

*Resolved by the House of Representatives* (the Senate concurring), That Congress be requested to make an appropriation, either in money or land, as soon as can be done consistently with the best interests of the country, for the construction of a ship canal around Niagara Falls, from Lake Erie to Lake Ontario, upon the best, cheapest, and safest plan, capable of transferring vessels of not less than two thousand tons burthen, in the most expeditious manner practicable.

*Resolved*, That our Senators and Representatives in Congress be and they are hereby requested to use their efforts to procure an appropriation for the construction of said canal, at as early a day as is practicable.

*Resolved*, That duly authenticated copies of these resolutions be transmitted to the President of the United States, the President of the Senate, and the Speaker of the House of Representatives, with the request that they lay the same before their respective houses; and also to each of our Senators and Representatives in Congress.

Approved March 25, 1872.



## CONCURRENT RESOLUTIONS.

[ No. 7. ]

## CONCURRENT RESOLUTION.

*Whereas*, During the fall of eighteen hundred and seventy-one, the people of the State of Michigan suffered unparalleled loss of property and life in the northern portions of this State by reason of the severity of the unprecedented autumnal fires;

*And whereas*, Large quantities of provisions, clothing, and liberal sums of money, amounting in the aggregate to three-fourths of a million of dollars, were generously donated with princely munificence, Christian benevolence, and commendable alacrity, not only by the people of this and sister States, but from foreign provinces and beyond the ocean;

*And whereas*, These lavish contributions were taken in charge, distributed, and dispensed with judgment, integrity, and dispatch, in a faithful and impartial manner, often to the serious detriment of their own private interests, by the State relief committees appointed by the Governor, at Detroit and Grand Rapids, and the various collecting and distributing sub-committees throughout the State;

*And whereas*, The various railroad and express companies of our own and other States and provinces, and certain vessel-owners, carried these benevolent contributions of a sympathetic people to their several places of destination; and the telegraph companies throughout the land transmitted messages with care and dispatch, all without charge or cost to the donors or recipients; therefore;

*Resolved* (the Senate concurring), That the thanks of the people of the State of Michigan, through this Legislature, are hereby freely tendered to the various committees who have kindly given their time, talents, and means to alleviate the distresses of those who were sufferers by this great calamity; also to the several railroad, express, and telegraph companies and vessel-owners who neglected no opportunity to further this great charity; and lastly, to the generous donors of this great bounty;

whose lavish contributions were more than sufficient to relieve the wants of eighteen thousand homeless and destitute people.

*Resolved*, That this Legislature heartily commend and approve the official action of Governor Baldwin in this matter, and reiterate the thanks of the people of this State, so feelingly expressed to the people of other States and provinces, in his proclamation of January ninth, one thousand eight hundred and seventy-two.

Approved March 28, 1872.

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[ No. 8. ]

## CONCURRENT RESOLUTION.

*Resolved by the Senate* (the House concurring), That the Secretary of State be and he is hereby authorized and directed to forward one copy of the laws and resolutions passed at the present session of the Legislature, also one copy of the Senate and House journals, and documents of the Senate and House of Representatives, to each of the members and officers of the two Houses, directed to the clerks of the several counties in which said members and officers reside, as soon as the same shall be printed, bound, and ready for delivery.

Approved March 29, 1872.

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[ No. 9. ]

## CONCURRENT RESOLUTION.

*Resolved* (the House concurring), That the Secretary of the Senate, and the Clerk of the House of Representatives, be and they are hereby authorized and directed to compile and pre-

## CONCURRENT RESOLUTIONS.

pare for publication, and make indexes, and superintend the publication of the journals and documents of the present Legislature, and when completed and certified to by the Secretary of State, they shall each be entitled to and receive for such services the sum of one hundred dollars.

Approved March 29, 1872.

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[ No. 10. ]

## CONCURRENT RESOLUTION.

*Resolved* (the Senate concurring), That the State Printer be and he is hereby directed to send by mail to each of the members of the House a copy of the daily journal of the trial of the impeachment of Charles A. Edmonds, Commissioner of the State Land Office, during the continuance of the same.

Approved March 30, 1872.

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[ No. 11. ]

## CONCURRENT RESOLUTION.

*Resolved by the House* (the Senate concurring), That the present extra session of the Legislature adjourn without day on Thursday, April eleventh, at twelve o'clock M.

Approved March 30, 1872.

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NOTE.—The words and sentences inclosed in brackets in the foregoing laws and resolutions, were in the engrossed copies, as passed by the Legislature, but not in the enrolled copies.

## CERTIFICATE.

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STATE DEPARTMENT, MICHIGAN, } ss.  
*Secretary's Office.*

I, DANIEL STRIKER, Secretary of State of the State of Michigan, do hereby certify that the date of the final adjournment of the extra session of the Legislature of this State for the present year, was April eleventh, one thousand eight hundred and seventy-two.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the great seal of the State of Michigan, [L. S.] at Lansing, this twenty-fifth day of April, in the year of our Lord one thousand eight hundred and seventy-two.

DANIEL STRIKER,  
*Secretary of State.*



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# APPENDIX:

CONTAINING

CERTIFIED STATEMENTS OF BOARDS OF SUPERVISORS

RELATIVE TO THE

ERECTION OF NEW TOWNSHIPS;

ALSO

STATE TREASURER'S ANNUAL REPORT

For the Year 1871.

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## APPENDIX.

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### BAY COUNTY.

In the matter of the application of Martin Powell and others, for the erection and organization of a new township, to be called the township of "Merritt."

*Whereas*, It appears to the board of supervisors of Bay county, Michigan, that application has been made for the division of the township of Portsmouth, by twelve freeholders of each township to be affected thereby, and that notice thereof has been signed, posted, and published in the manner and form required by law, and this board having been furnished with a map of all the townships to be affected thereby, showing the proposed alteration, and having duly considered the matter of said application; therefore be it

*Resolved*, ordered, and enacted by said board, that all of township thirteen (13) north, of range six (6) east, also sections one (1), two (2), three (3), ten (10), eleven (11), twelve (12), thirteen (13), fourteen (14), and fifteen (15), all in township thirteen (13) north, of range five (5) east, be and the same is hereby erected into a new township, to be called and known by the name of "Merritt," and the first township meeting of said township shall be held at the house of Joseph Gerard, at the first junction (so-called) on the Bay City and Tuscola plank road, on the first Monday of April, eighteen hundred and seventy-two; and at said meeting, Benjamin F. Partridge, Henry Hess, and Martin Powell, three electors of said township, shall be the persons whose duty it shall be to preside at said meeting, appoint a clerk, open and



held at Frankfort, in said county, on the ninth day of October, eighteen hundred and seventy-one, as appears by their record.

In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court for the [ L. S. ] county of Benzie, this eleventh day of October, eighteen hundred and seventy-one.

CHAS. H. PARKER,  
*County Clerk.*

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### CHEBOYGAN COUNTY.

In the matter of the application of Oliver Beaugrand and others, for the erection and organization of a new township.

Beaugrand  
organized.

It appearing to the board of supervisors the application has been made, and the notice thereof has been signed, posted, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact the territory described in said application, bounded as follows, to wit: Towns thirty-eight (38) and thirty-nine (39) north, of range two (2) west, and towns thirty-eight (38) and thirty-nine north, of range three (3) west, be detached from the township of Inverness, and the same erect and organized into a new township, to be named and known as the township of Beaugrand. The first annual meeting thereof shall be held in the school-house at or near the residence of said Beaugrand, on the first Monday of April next, at nine o'clock in the forenoon, and said meeting Charles R. Kniffen, Medard Metevier, and John King shall be the persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides. And in case neither of the above named as inspectors are present at the opening of the polls, then the legal voters of the said town

Beau

of Beaugrand shall have power to nominate and elect such inspectors from their number as they shall deem best.

STATE OF MICHIGAN, }  
County of Cheboygan, } ss.

I, Alfred D. Woolston, clerk of the said county of Cheboygan and of the board of supervisors thereof, do certify that the foregoing is a true and compared copy of and order of the board of supervisors of said county, passed at a meeting held the second day of November, in the year of our Lord one thousand eight hundred and seventy-one.

[ L. S. ] In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, at Cheboygan, this twenty-third day of January, in the year of our Lord one thousand eight hundred and seventy-two.

A. D. WOOLSTON,  
*Clerk.*

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#### DELTA COUNTY.

In the matter of John A. Drisko, and others, for the erection and organization of a new township.

It appearing to the board of supervisors that application has been made, and that notice thereof has been signed, posted up, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, viz: all of the islands in township thirty-six north, of range twenty west, being St. Martin's Island and the islands adjacent thereto, and Poverty Island in township thirty-six north, of range nineteen west, be and the same is hereby erected into a township to be called and known by the name of the township of

U. S. DEPT. OF AGRICULTURE  
BUREAU OF LAND MANAGEMENT

Winona  
organized.

"Winona." The first annual township meeting thereof shall be held ~~at the~~ school-house on St. Martin's Island, on the fourth Monday of November (~~the~~ twenty-seventh day), at ten o'clock in the forenoon, and at said meeting John A. Drisko, Wallace Boyce, and William Shipman, three electors of said township, shall be the persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides.

STATE OF MICHIGAN, {  
County of Delta, } ss.

I, Edwin P. Barras, clerk of the county aforesaid and of the board of supervisors thereof, do certify that I have carefully compared the foregoing copy of and order of said board with the record thereof in my office, as clerk of said board, and the copy thereto attached of the map or survey of the new township of Winona in my office, and furnished to said board on the application for the erection and organization of said township, and that said copies are true copies. And I further certify that the foregoing order of said board was passed by them at their meeting held at Escanaba, in said county, on the second day of November, eighteen hundred and seventy-one, as appears by their record.

In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, this third day of November, eighteen hundred and seventy-one.

EDWIN P. BARRAS,  
County Clerk.

On motion of E. D. Beardsley, the petition of T. J. Streeter and others was taken up and considered, whereupon it was ordered by the board that so much of the town of Delton

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ng north of and including sections seven, eight, nine, ten, ven, and twelve, of township thirty-nine north, of range hteen west, and being all of townships forty, forty-one, <sup>Territory detached from the township of Delton and attached to Nahma.</sup> y-two, and forty-three, of range eighteen, and from and luding sections one to twelve of township thirty-nine, ge eighteen, be taken from said town of Delton and ched to the town of Nahma, in the county of Delta.

On motion of E. D. Beardsley, the petition of Luke Rivers l others was taken up and considered, whereupon it was ered by this board that part of the town of Delton cribed as follows, to wit: all of township thirty-nine north, range eighteen west, lying south of and including sections rteen, fourteen, fifteen, sixteen, seventeen, and eighteen, all township thirty-eight north of range eighteen west, and o all of township thirty-nine north of range nineteen west, l all that part of township thirty-eight north, of range nine n west, lying north of and including sections thirteen, rteen, fifteen, sixteen, seventeen, and eighteen, also frac- nal section thirteen of township thirty-eight north, of range enty west, and the same is hereby erected into a town of the <sup>Fairbanks organized,</sup> nty of Delta, and that the same be called by the name of Fairbanks." And that the same be organized by holding first town meeting at the time and place appointed at the t town meeting of the town of Delton for the holding of air next annual town meeting. And that Chas. L. Rhodes, J. Bellows, and Wm. Pinchen are hereby appointed to pre- le over such meeting.

And on motion of Samuel Elliott, the petition of Charles illey and others was taken up and considered, whereupon it as ordered by this board that that part of the town of Delton ing south of and including sections nineteen, twenty, enty-one, twenty-two, twenty-three, and twenty-four, of wnship thirty-eight north, of range nineteen west; and also ctions twenty-four and twenty-five of township thirty-eight orth, of range twenty, and includes all of Big Summer

Sack Bay  
organized.

Island, Little Summer Island, and Square Island, to be called the town of Sack Bay, and that the first township meeting be held at the school-house in District No. 1 at Sack Bay for the purpose of electing officers and organizing said town, and that Henry F. Carter, Edward Ansel, Sr., and Daniel A. Wells are hereby appointed to preside at such meeting.

E. P. BARRAS,  
*County Clerk.*

STATE OF MICHIGAN, } ss.  
*Delta County,*

I, Edwin P. Barras, clerk of the said county of Delta, do hereby certify that I have carefully compared the foregoing copy of an order of said board with the record thereof in my office as clerk of said board, and the same is a true copy thereof; and I do further certify that the said order was made at an adjourned meeting thereof held at the court-room in Escanaba, in said county, on the nineteenth day of March, A. D. 1872.

[ L. S. ] In testimony whereof I have hereunto set my hand and affixed the seal of the circuit court for the said county, this sixth day of April, A. D. 1872.

E. P. BARRAS,  
*County Clerk.*

#### KALAMAZOO COUNTY.

In the matter of application of David Kimble and others, for the incorporation and organization of a village, to be known and designated as the village of Brady.

Whereas, It appearing to the board of supervisors that application has been made and that notice thereof has been signed, posted up, and published, as in the manner required

by law, and having duly considered the matter of said application; therefore, be it

*Resolved*, By the board, that the territory in said application, bounded as follows: commencing at a point, the northeast corner of the southwest quarter of the northwest quarter of section eighteen, in the township of Brady, in the county of Kalamazoo and State of Michigan, running thence south one mile, thence west one mile, thence north one mile, thence east one mile to the point of the place of beginning, and more minutely described as the southwest fractional quarter of the northwest fractional quarter of section eighteen; the west half of southwest quarter, fractional, of section eighteen; the northwest quarter of northwest quarter, fractional, of section nineteen, in the township of Brady, and north half of northeast quarter of northwest quarter of section twenty-four; the east half of southwest quarter of section thirteen; the southeast quarter of northwest quarter of section thirteen, and the south half of northeast quarter of section thirteen, and the southeast quarter of section thirteen, the township of Schoolcraft, and the same is hereby <sup>village of</sup> ~~Brady in-~~ <sup>incorporated.</sup> erected and incorporated into a village to be called and known as the name of the village of Brady.

The first election thereof shall be held at Mason's Hall, in said village of Brady, on Monday, the thirteenth day of November, eighteen hundred and seventy-one, at ten o'clock in the forenoon; and at said meeting, Samuel Hawkins Esq., Andrew J. Johnson, and I. M. Flint, three electors of said village, shall be persons whose duty it shall be to preside at each meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any election, as the law provides. And further, that said persons appointed post notices of said election, in manner required by law.

*October 19th, 1871.*

Board called to order by the chairman, roll called, quorum present, minutes read and approved.

EXTRACT.

The special order for one o'clock P. M. being the incorporation of the village of Brady, it was taken up, and on motion an amendment was offered to change the name from Brady, to Vicksburgh. Motion adopted.

STATE OF MICHIGAN, }  
Kalamazoo County. } ss.

I, James W. Hopkins, clerk of the county aforesaid, and of the board of supervisors thereof, do hereby certify that I have carefully compared the foregoing copy of an order of said board, relative to the organization and incorporation of the village of Vicksburgh, and that the same is a true transcript of said original record and the whole of such original. And I further certify, that the foregoing order of said board was passed by them at their annual meeting, held at the circuit court room, in the village of Kalamazoo, in said county, on the nineteenth day of October, in the year of our Lord one thousand eight hundred and seventy-one.

In testimony whereof, I have hereunto set my hand  
[ L. S. ] and affixed the seal of circuit court of said county  
this fourth day of January, A. D. 1872.

JAMES W. HOPKINS,  
*County Clerk.*

## LAKE COUNTY.

May 9th, A. D. 1871. Clerk's office, near Green Dell, county of Lake, State of Michigan.

The following petition was presented to the board of supervisors of said county, at a special meeting, time and place aforesaid, as follows:

The petition of Melvin Baker and others was presented, asking the board to erect and provide for the organization of a new township, to be called Pleasant Plains.

Augustus Towner offered the following resolution, which was adopted:

*Resolved*, By the board, that the following described territory, as set forth in the petition of Melvin Baker and others, to wit: Congressional township number seventeen (17) north, of range number thirteen (13) west, be and the same is hereby erected into a township, to be called and known as the township of Pleasant Plains. The first township meeting thereof shall be held at the house of Vene Hallett, in said township, on Wednesday, the 24th day of May, A. D. 1871, at nine o'clock A. M., and at said meeting Vene Hallett, Newton Jenks, and H. S. Stephenson, three electors of said township, shall be the persons whose duty it shall be to preside at said meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides: and that Melvin Baker post the notices of the time and place of holding said meeting. Pleasant  
Plains or-  
ganized.

STATE OF MICHIGAN, }  
Lake County, } ss.

I, David A. Lathrop, clerk of said county and of the board of supervisors thereof, do hereby certify the foregoing to be a true copy of the record of said board of supervisors, at their special meeting May ninth, in the year of our Lord one thousand eight hundred and seventy-one, in the matter of the erection and organization of the new township of Pleasant



Plains, compared by me with the original record, and that the same is a true transcript therefrom, and the whole of such original record.

In testimony whereof, I have hereunto set my  
hand and affixed the seal of the circuit court  
of said county, this twenty-first day of June,  
A. D. 1871.

[ L. S. ]

DAVID A. LATHROP,  
*County Clerk.*

### MIDLAND COUNTY.

In the matter of the application of James Pacenaw and sixteen others, for the erection of a new township.

Mount  
Hayley  
organized.

It appearing to the board of supervisors that application has been made, and the notices thereof has been signed, posted up, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, bounded as follows, to wit: the territory in town number thirteen (13) north, of range one (1) east, according to the principal meridian as established by the United States, be and the same is hereby erected into a township, to be called and known by the name of the township of Mount Hayley. The first township meeting thereof shall be held at the house of Phillip Dougherty, in said township, on Tuesday, the first day of August, A. D. 1871, at ten o'clock in the forenoon, and at said meeting Edward McRowan, John Hayley, and John Heines, three electors of said township, shall be the persons whose duty it shall be to officiate at said meeting, appoint a clerk, keep the polls, and exercise the same power as the inspectors of election at any township meeting, as the law provides.

the township of Crystal Lake, and attaching the same to the township of Gilmore, in the county of Benzie.

It appearing to the board of supervisors that application has been made, and that notice thereof has been since posted up, and been published as in the manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, as follows, to wit: Fractional section twenty-eight (28), twenty-seven (27), and thirty-four (34), lying south of Betsee lake, and the south half of section thirty-five (35) and thirty-six (36) of town twenty-six (26) north, of range sixteen (16) west, and the south half of section thirty-one (31), and thirty-two (32) of town twenty-six (26) north, of range fifteen (15) west, and section five (5) and six (6) of town twenty-five (25) north, of range fifteen (15) west, and sections one (1) and two (2), and fractional section three (3), of town twenty-five (25) north, of range sixteen (16) west, be and the same is hereby detached from the township of Crystal Lake and added to the township of Gilmore, in the county of Benzie.

Territory detached from the township of Crystal Lake and attached to Gilmore.

NATHAN JAQUISH,

*Chairman of the Board of Supervisors.*

CHAS. H. PARKER, *Clerk.*

STATE OF MICHIGAN, } ss.  
County of Benzie, }

I, Chas. H. Parker, clerk of the county aforesaid and of the board of supervisors thereof, do hereby certify that I have carefully compared the foregoing copy of an order of said board, with the records thereof in my office as clerk of said board, and the copy thereto attached of the map of survey of the townships of Gilmore and Crystal Lake, in my office, and furnished to said board on the application for the detaching of said territory from the township of Crystal Lake, and adding the same to the township of Gilmore, and that said copies are true copies. And I further certify that the foregoing order of said board was passed by them at their meeting

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held at Frankfort, in said county, on the ninth day of October, eighteen hundred and seventy-one, as appears by their record.

In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court for the [ L. S. ] county of Benzie, this eleventh day of October, eighteen hundred and seventy-one.

CHAS. H. PARKER,  
*County Clerk.*

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### CHEBOYGAN COUNTY.

In the matter of the application of Oliver Beaugrand and others, for the erection and organization of a new township.

It appearing to the board of supervisors the application has been made, and the notice thereof has been signed, posted, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact the territory described in said application, bounded as follows, to wit: Towns thirty-eight (38) and thirty-nine (39) north, of range two (2) west, and towns thirty-eight (38) and thirty-nine north, of range three (3) west, be detached from the township of Inverness, and the same erect and organized into a new township, to be named and known as the township of Beaugrand. The first annual meeting thereof shall be held in the school-house at or near the residence of said Beaugrand, on the first Monday of April next, at nine o'clock in the forenoon, and said meeting Charles R. Kniffen, Medard Metevier, and John King shall be the persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides. And in case neither of the above named as inspectors are present at the opening of the polls, then the legal voters of the said town

Beaugrand  
organized.

magistrate shall have power to nominate and elect such persons from their number as they shall deem best.

E OF MICHIGAN, }  
County of Cheboygan, } ss.

I, Alfred D. Woolston, clerk of the said county of Cheboygan, do certify that the foregoing is a true and compared copy of and order of the board of supervisors of said county, passed at a meeting held on the second day of November, in the year of our Lord one thousand eight hundred and seventy-one.

In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, at Cheboygan, this [ L. S. ] twenty-third day of January, in the year of our Lord one thousand eight hundred and seventy-two.

A. D. WOOLSTON,  
*Clerk.*

#### DELTA COUNTY.

Matter of John A. Drisko, and others, for the erection and organization of a new township.

Appearing to the board of supervisors that application has been made, and that notice thereof has been signed, posted up, and published as in the manner required by law, and having considered the matter of said application, the board order that the territory described in said application, viz: the islands in township thirty-six north, of range twenty-eight, including St. Martin's Island and the islands adjacent thereto, and Forty Island in township thirty-six north, of range ninety-eight, be and the same is hereby erected into a township called and known by the name of the township of

U O F M

Winona  
organized.

"Winona." The first annual township meeting thereof shall be held ~~at the~~ school-house on St. Martin's Island, on the fourth Monday of November (~~the~~ twenty-seventh day), at ten o'clock in the forenoon, and at said meeting John A. Drisko, Wallace Boyce, and William Shipman, three electors of said township, shall be the persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides.

STATE OF MICHIGAN, }  
County of Delta, } ss.

I, Edwin P. Barras, clerk of the county aforesaid and of the board of supervisors thereof, do certify that I have carefully compared the foregoing copy of and order of said board with the record thereof in my office, as clerk of said board, and the copy thereto attached of the map or survey of the new township of Winona in my office, and furnished to said board on the application for the erection and organization of said township, and that said copies are true copies. And I further certify that the foregoing order of said board was passed by them at their meeting held at Escanaba, in said county, on the second day of November, eighteen hundred and seventy-one, as appears by their record.

[L. S.] In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, this third day of November, eighteen hundred and seventy-one.

EDWIN P. BARRAS,  
County Clerk.

On motion of E. D. Beardsley, the petition of T. J. Streeter and others was taken up and considered, whereupon it was ordered by the board that so much of the town of Delton

NOT

north of and including sections seven, eight, nine, ten, and twelve, of township thirty-nine north, of range n west, and being all of townships forty, forty-one, Territory detached from the township of Delton and attached to Nahma. vo, and forty-three, of range eighteen, and from and ng sections one to twelve of township thirty-nine, eighteen, be taken from said town of Delton and d to the town of Nahma, in the county of Delta. motion of E. D. Beardsley, the petition of Luke Rivers hers was taken up and considered, whereupon it was l by this board that part of the town of Delton ed as follows, to wit: all of township thirty-nine north, ge eighteen west, lying south of and including sections a, fourteen, fifteen, sixteen, seventeen, and eighteen, all nship thirty-eight north of range eighteen west, and of township thirty-nine north of range nineteen west, that part of township thirty-eight north, of range nine- est, lying north of and including sections thirteen, n, fifteen, sixteen, seventeen, and eighteen, also frac- section thirteen of township thirty-eight north, of range west, and the same is hereby erected into a town of the Fairbanks organized, of Delta, and that the same be called by the name of anks." And that the same be organized by holding : town meeting at the time and place appointed at the wn meeting of the town of Delton for the holding of ext annual town meeting. And that Chas. L. Rhodes, ellows, and Wm. Pinchen are hereby appointed to pre- er such meeting.

on motion of Samuel Elliott, the petition of Charles and others was taken up and considered, whereupon it lered by this board that that part of the town of Delton south of and including sections nineteen, twenty, -one, twenty-two, twenty-three, and twenty-four, of ip thirty-eight north, of range nineteen west; and also s twenty-four and twenty-five of township thirty-eight of range twenty, and includes all of Big Summer

Sack Bay  
organized.

Island, Little Summer Island, and Square Island, to be called the town of Sack Bay, and that the first township meeting be held at the school-house in District No. 1 at Sack Bay for the purpose of electing officers and organizing said town, and that Henry F. Carter, Edward Ansel, Sr., and Daniel A. Wells are hereby appointed to preside at such meeting.

E. P. BARRAS,  
*County Clerk.*

STATE OF MICHIGAN, } ss.  
*Delta County,*

I, Edwin P. Barras, clerk of the said county of Delta, do hereby certify that I have carefully compared the foregoing copy of an order of said board with the record thereof in my office as clerk of said board, and the same is a true copy thereof; and I do further certify that the said order was made at an adjourned meeting thereof held at the court-room in Escanaba, in said county, on the nineteenth day of March, A. D. 1872.

[ L. S. ] In testimony whereof I have hereunto set my hand and affixed the seal of the circuit court for the said county, this sixth day of April, A. D. 1872.

E. P. BARRAS,  
*County Clerk.*

#### KALAMAZOO COUNTY.

In the matter of application of David Kimble and others, for the incorporation and organization of a village, to be known and designated as the village of Brady.

*Whereas,* It appearing to the board of supervisors that application has been made and that notice thereof has been signed, posted up, and published, as in the manner required

by law, and having duly considered the matter of said application; therefore, be it

*Resolved*, By the board, that the territory in said application, bounded as follows: commencing at a point, the northeast corner of the southwest quarter of the northwest quarter of section eighteen, in the township of Brady, in the county of Kalamazoo and State of Michigan, running thence south one mile, thence west one mile, thence north one mile, hence east one mile to the point of the place of beginning, and more minutely described as the southwest fractional quarter of the northwest fractional quarter of section eighteen; the west half of southwest quarter, fractional, of section eighteen; the northwest quarter of northwest quarter, fractional, of section nineteen, in the township of Brady, and north half of northeast quarter of northwest quarter of section twenty-four; the east half of southwest quarter of section thirteen; the southeast quarter of northwest quarter of section thirteen, and the south half of northeast quarter of section thirteen, and the southeast quarter of section thirteen, in the township of Schoolcraft, and the same is hereby <sup>village of</sup> ~~incorporated~~ <sup>Brady in-</sup> ~~incorporated~~ <sup>corporated.</sup> rected and incorporated into a village to be called and known by the name of the village of Brady.

The first election thereof shall be held at Mason's Hall, in said village of Brady, on Monday, the thirteenth day of November, eighteen hundred and seventy-one, at ten o'clock in the forenoon; and at said meeting, Samuel Hawkins Esq., Andrew J. Johnson, and I. M. Flint, three electors of said village, shall be persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any election, as the law provides. And further, that said persons do appointed post notices of said election, in manner required by law.



*October 19th, 1871.*

Board called to order by the chairman, roll called, quorum present, minutes read and approved.

EXTRACT.

The special order for one o'clock P. M. being the incorporation of the village of Brady, it was taken up, and on motion an amendment was offered to change the name from Brady, to Vicksburgh. Motion adopted.

STATE OF MICHIGAN, }  
Kalamazoo County. } ss.

I, James W. Hopkins, clerk of the county aforesaid, and of the board of supervisors thereof, do hereby certify that I have carefully compared the foregoing copy of an order of said board, relative to the organization and incorporation of the village of Vicksburgh, and that the same is a true transcript of said original record and the whole of such original. And I further certify, that the foregoing order of said board was passed by them at their annual meeting, held at the circuit court room, in the village of Kalamazoo, in said county, on the nineteenth day of October, in the year of our Lord one thousand eight hundred and seventy-one.

In testimony whereof, I have hereunto set my hand  
[ L. S. ] and affixed the seal of circuit court of said county,  
this fourth day of January, A. D. 1872.

JAMES W. HOPKINS,  
*County Clerk.*

## LAKE COUNTY.

May 9th, A. D. 1871. Clerk's office, near Green Dell, county of Lake, State of Michigan.

The following petition was presented to the board of supervisors of said county, at a special meeting, time and place aforesaid, as follows:

The petition of Melvin Baker and others was presented, asking the board to erect and provide for the organization of a new township, to be called Pleasant Plains.

Augustus Towner offered the following resolution, which was adopted:

*Resolved*, By the board, that the following described territory, as set forth in the petition of Melvin Baker and others, to wit: Congressional township number seventeen (17) north, of range number thirteen (13) west, be and the same is hereby erected into a township, to be called and known as the township of Pleasant Plains. The first township meeting thereof shall be held at the house of Vene Hallett, in said township, on Wednesday, the 24th day of May, A. D. 1871, at nine o'clock A. M., and at said meeting Vene Hallett, Newton Jenks, and H. S. Stephenson, three electors of said township, shall be the persons whose duty it shall be to preside at said meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides: and that Melvin Baker post the notices of the time and place of holding said meeting. Pleasant  
Plains or-  
ganized.

STATE OF MICHIGAN, } ss.  
Lake County,

I, David A. Lathrop, clerk of said county and of the board of supervisors thereof, do hereby certify the foregoing to be a true copy of the record of said board of supervisors, at their special meeting May ninth, in the year of our Lord one thousand eight hundred and seventy-one, in the matter of the erection and organization of the new township of Pleasant

## APPENDIX.

Plains, compared by me with the original record, and that the same is a true transcript therefrom, and the whole of such original record.

[ L. S. ] In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of said county, this twenty-first day of June, A. D. 1871.

DAVID A. LATHROP,  
*County Clerk.*

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## MIDLAND COUNTY.

In the matter of the application of James Pacenaw and sixteen others, for the erection of a new township.

Mount  
Hayley  
organised.

It appearing to the board of supervisors that application has been made, and the notices thereof has been signed, posted up, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, bounded as follows, to wit: the territory in town number thirteen (13) north, of range one (1) east, according to the principal meridian as established by the United States, be and the same is hereby erected into a township, to be called and known by the name of the township of Mount Hayley. The first township meeting thereof shall be held at the house of Phillip Dougherty, in said township, on Tuesday, the first day of August, A. D. 1871, at ten o'clock in the forenoon, and at said meeting Edward McRowan, John Hayley, and John Heines, three electors of said township, shall be the persons whose duty it shall be to officiate at said meeting, appoint a clerk, keep the polls, and exercise the same power as the inspectors of election at any township meeting, as the law provides.

STATE OF MICHIGAN, } ss.  
*Midland County,*

I, Wm. Plummer, clerk of said county and of the board of supervisors thereof, do hereby certify that I have carefully compared the foregoing copy of an order of said board, and that said copy is a true copy; and I further certify that the foregoing order of said board was passed by them, at their meeting held in Midland City, in said county, on the 16th day of June, A. D. 1871, as appears of record in my office.

In testimony, I have hereunto set my hand  
 [ L. S. ] and affixed the seal of said county, this  
 8th day of July, A. D. 1871.

WM. PLUMMER,  
*Clerk of Midland County.*

### MISSAUKEE COUNTY.

In the matter of the application of Thomas Caldwell, W. Richardson, Robert Golden, B. E. Bunnell, M. D. Richardson, and others of the townships of Pioneer and Quilna, in said county of Missaukee, to set off from the township of Pioneer, town twenty-four (24) north, of range eight (8) west, and attach the same to the township of Quilna.

It appearing to the satisfaction of the board of supervisors of Missaukee county, State of Michigan, that application has been made to said board by twelve freeholders of each of the townships to be affected by the division, to set off town number twenty-four (24) north, of range eight (8) west, from the township of Pioneer, and annex the same to the township of Quilna, and that the notice thereof in writing has been signed and posted up in the manner provided by law, and a map having been furnished of all the townships to be affected by the division, showing the proposed alterations, and having duly considered

*Territory  
 detached  
 from the  
 township  
 of Pioneer  
 and attached  
 to Quilna.*

## APPENDIX.

the matter, the said board do unanimously order and enact as follows: That town twenty-four (24) north, of range eight (8) west, being part of the township of Pioneer in said county, be set off from said township of Pioneer, and attached to the township of Quilna, in said county, and that said township be embraced in and constitute a part of the said township of Quilna.

STATE OF MICHIGAN, } ss.  
*County of Missaukee,*

I, Eugene W. Watson, clerk of said county of Missaukee and of the board of supervisors thereof, do hereby certify that I have carefully compared the foregoing copy of an order of said board, with the record thereof in my office, as clerk of said board, and the same is a true copy thereof; and I do further certify that the said order was made at an adjourned meeting thereof held at the court room in Falmouth on the fifth day of March, A. D. 1872.

In testimony whereof, I have hereunto set my hand  
 [ L. S. ] and affixed the seal of the circuit court for the said  
 county, this fifteenth day of March, A. D. 1872.

EUGENE W. WATSON,  
*County Clerk.*

## WEXFORD COUNTY.

In the matter of the application of C. W. Miller and others.  
 for the erection and organization of a new township.

It appearing to the board of supervisors that application has been made, and that notice thereof has been signed, posted up, and published as in manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, bounded as follows, to wit: town twenty-one (21) north, of range ten

(10) west, in said county, be and the same is hereby erected <sup>Cherry</sup> into a new township, to be called and known by the name of <sup>Grove</sup> <sup>organized.</sup> the township of Cherry Grove. The first annual township meeting thereof shall be held at the residence of James C. Dancers, in said township, on the first Monday in April, A. D. 1872, at nine o'clock in the forenoon; and that Isaac R. Brisco, John Bonesteel, and Charles W. Miller, three electors of said township, shall be the persons whose duty it shall be to preside at such meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides.

C. L. NORTHRUP, *Chairman.*

H. B. STURTEVENT, *Clerk.*

STATE OF MICHIGAN, }  
County of Wexford, } ss.

I, H. B. Sturtevent, clerk of said county of Wexford, do hereby certify that the foregoing is a true statement of the action of the board of supervisors of said county upon the organization of the township of Cherry Grove, as appears upon the journal of the proceedings of said board, remaining in my office.

[ L. S. ] In testimony whereof, I have hereunto set my hand and affixed the seal of the circuit court of Wexford, at Sherman, this 4th day of February, A. D. 1872.

H. B. STURTEVENT,

*County Clerk.*

#### WEXFORD COUNTY.

In the matter of the application of George W. Wheeler and others, for the erection and organization of a new township.

It appearing to the board of supervisors that application has been made and that notice thereof has been signed, posted

Antioch  
organized.

up, and published as in manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, bounded as follows, to wit: town twenty-two (22) north, of range eleven (11) west, and town twenty-three (23) north, of range eleven (11) west, in said county, be and the same is hereby erected into a township, to be called and known by the name of the township of Antioch. The first annual meeting thereof shall be held at the residence of Daniel Jewett, in said township, on the first Monday of April, A. D. 1872, at nine o'clock in the forenoon, and at said meeting Geo. W. Wheeler, John Wheeler, and Harmony J. Carpenter, three electors of said township, shall be the persons whose duty it shall be to preside at said meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides.

C. L. NORTHROP, *Chairman.*

H. B. STURTEVENT, *Clerk.*

STATE OF MICHIGAN, } ss.  
County of Wexford,

I, H. B. Sturtevent, clerk of said county of Wexford, do hereby certify that the foregoing is a true statement of the action of the board of supervisors of said county upon the organization of the township of Antioch, as appears upon the journal of the proceedings of said board remaining in my office.

In testimony whereof I have hereto set my  
[L. S.] hand and affixed the seal of the circuit court  
of Wexford, at Sherman, this 4th day of Feb-  
ruary, A. D. 1872.

H. B. STURTEVENT,  
*County Clerk.*

In the matter of the application of Sylvester Stearns and others, for the crection and organization of a new township.

It appearing to the board of supervisors that application has been made, and that notice thereof has been signed, posted up, and published as in the manner required by law, and having duly considered the matter of said application, the board order and enact that the territory described in said application, bounded as follows, to wit: town twenty-one (21) north, of range nine (9) west, in said county, be and the same is hereby erected into a new township, to be called and known by the name of the township of Clam Lake. The first annual township meeting thereof shall be held at the Mason House in the village of Clam Lake, in said township, on the first Monday in April, A. D. 1872, at nine o'clock in the forenoon, and at said meeting L. C. Shee, C. W. Philips, and William C. Armstrong, three electors of said township, shall be the persons whose duty it shall be to preside at said meeting, appoint a clerk, open and keep the polls, and exercise the same powers as the inspectors of election at any township meeting, as the law provides.

C. L. NORTROP, *Chairman.*

H. B. STURTEVENT, *Clerk.*

STATE OF MICHIGAN, } ss.  
County of Wexford, }

I, H. B. Sturtevent, clerk of said county of Wexford, do hereby certify that the foregoing is a true statement of the action of the board of supervisors of said county upon the organization of the township of Clam Lake, as appears upon the journal of the proceedings of said board remaining in my office.

In testimony whereof I have hereunto set my  
[L. S.] hand and affixed the seal of the circuit court  
of Wexford, at Sherman, this 4th day of  
February, A. D. 1872,

H. B. STURTEVENT,  
*County Clerk.*





# STATE TREASURER'S ANNUAL REPORT.

STATE OF MICHIGAN,  
STATE TREASURER'S OFFICE,  
LANSING, Sept. 30th, 1871.

To His Excellency, HENRY P. BALDWIN,

*Governor of the State of Michigan:*

SIR—As required by law, I herewith submit the Annual Report of this Department, for the fiscal year ending this day.

The balance of cash in the Treasury, November 30th, 1870,

was ..... \$458,307 97

There was received during the fiscal year..... 1,510,178 83

\$1,968,486 80

The disbursements during the year amount to.. 1,274,364 14

Leaving a balance in the Treasury of..... \$694,122 66

The demands upon the Treasury now due, and those maturing on or before January 1st, 1872, are as follows:

Sinking Fund for purchase of bonds..... \$340,068 31

Canal Fund “ “ “ “ ..... 40,351 52

Past-due Bonds and Coupons..... 35,645 53

Balance of Appropriations..... 169,631 26

Semi-annual interest due November 1, 1871..... 16,205 00

“ “ “ January 1, 1872..... 53,310 00

Military Fund, subject to order of Quartermaster

General and State Military Board..... 48,196 84

Sundry Trust Deposits due on demand..... 4,202 40

\$707,610 86

The following balances remain of unexpended appropriations:

Asylum for the Insane.....	\$51,300 00
Institution for the D., D., and B.....	17,500 00
State Prison.....	27,000 00
Temporary State Offices and New Capitol.....	19,155 93
State Reform School.....	16,002 23
State Normal School.....	15,975 54
Immigration Commission.....	5,000 00
State Agricultural College.....	4,250 00
University of Michigan.....	3,750 00
Geological Survey.....	3,400 00
Canal Apportionment to Counties.....	1,958 57
National Cemeteries, Gettysburg and Antietam,	1,624 50
Enrolling and binding Roll of Honor.....	1,339 50
Compiling Laws.....	1,000 00
State Library.....	375 00
	<hr/>
	\$169,631 26

There now stands to the credit of the Primary School Interest Fund \$64,198 73, which amount, together with the receipts of that fund previous to May 1st, 1872, will at that time be due, and apportioned and paid to the counties.

The Trust Funds received since July 1st, 1871, amount to \$45,034 91, which are held as belonging to the Sinking Fund, though not formally set over thereto until July 1st, 1872.

Act No. 68, Laws of 1871, requires that the moneys received from the sale of Agricultural College Lands shall constitute a perpetual fund. The amount to the credit of that fund is \$40,161 53.

During the year the sum of \$3,300 00 has been paid into the Treasury for lands escheated to the State. This includes the final payment by Walter Crane of \$3,000 00, on account of the purchase of the Reeder Farm, also the payment of \$300 00 by Ellen J. Wilson, on a contract for a tract of land in the town of Dearborn.

There has been received during the year, from the Treasurer of the United States, \$11,079 11, as five per cent of the proceeds of sales of the public lands lying within this State; of which amount, \$8,464 03 has been paid to Francis B. Gilbert, agent and trustee of William Beard and others, in compliance with the provisions of Joint Resolution No. 12, Laws of 1869.

In accordance with the provisions of Act No. 68, Laws of 1871, the \$15,000 00 of War-Bounty Loan Bonds, held in trust for the Agricultural College, were purchased for the Sinking Fund and canceled, and the amount placed to the credit of the College Fund.

To provide for the demands of the department of the Quartermaster General, for the payment of bounties due to soldiers under Act No. 85, Laws of 1865, \$7,000 00 of War-Bounty Loan Bonds were issued, and the same purchased and retired for the Sinking Fund.

In compliance with the provisions of Joint Resolution No. 33, Laws of 1869, a payment into the Treasury of \$5,475 00 has been made by George M. Dewey, and lands to the amount of \$14,147 19 conveyed to the State, which amounts have been placed to the credit of Suspense Account.

Under the provisions of Joint Resolution No. 8, Laws of 1869, Theron Ford having previously paid for his portion of Lot No. 1 in Block No. 83, city of Lansing, the remainder of said lot has been paid for by Wm. H. Haze, and a deed issued for the same.

In accordance with the provisions of Joint Resolution No. 27, Laws of 1871, the sum of \$3,437 00 has been set over from the General Fund to the State Building Fund, and from the latter fund to the Primary School Fund, for the purchase of Block No. 115, city of Lansing,—the block occupied by the old Capitol building and the temporary State Offices.

The sum of \$3,250 00 has been paid to the State Agricultural Society, under the provisions of Joint Resolution No. 18, Laws of 1871, in payment for a brick building erected by

said society in the year 1865, on the grounds of the State, in possession of the State Normal School at Ypsilanti.

There has been paid during the year to the treasurer of the State Military Board, under the provisions of Act No. 35, Laws of 1869, \$3,500 00 for the benefit of the Soldiers' Aid Fund.

A payment of \$155 46 was made for the arrest of a fugitive from justice, under the provisions of Section 6, Chapter CC, Compiled Laws.

The last outstanding "Full-paid Five-Million Loan" Bond for \$3,000 00 has been presented and paid, together with two years' interest which remained due on the same.

One more of the Part-paid Five-Million Loan Bonds for \$3,000 00 has been adjusted and paid at \$1,735 71. Both of these bonds were due January 1st, 1863, but not heretofore presented for payment.

An Internal Improvement Loan Coupon for \$30 00 was received from Boston and paid, the bond from which it had been detached having been paid some twenty years ago.

#### SINKING FUND.

The ledger debit of this fund is \$948,433 68, while the Trust Fund credit of the same (not shown on the ledger) is \$1,288,551 99, giving a net credit of \$340,118 31. This amount includes \$50 00 for a War-Loan Bond, drawn for payment January 1, 1863, not yet presented.

The following table shows the condition of the fund, the sums set apart during the fiscal year as applicable thereto, and the amounts charged to the fund.

Balance November 30, 1870.....	\$59,659 03
One-eighth mill tax.....	38,495 73
Trust Funds for the year ending July 1, 1871....	136,974 94
Surplus of taxes levied for interest.....	131,938 61
	<hr/>
	\$367,068 31

## DEBITS.

Two-Million Loan Bonds purchased.....	\$5,000 00
War-Bounty " " " .....	22,000 00
Balance.....	340,068 31
	<u>\$367,068 31</u>

The above balance of.....	\$340,068 31
with the Trust Funds received since July 1, 1871, .....	45,034 91
	<u>\$385,103 22</u>

Which will be increased July 1, 1872, by the  $\frac{1}{2}$

mill tax due at that time..... \$78,750 00  
 making in all \$463,853 22, an amount more than requisite by  
 five thousand dollars, to pay the bonds maturing January 1,  
 1873.

## STATE DEBT.

The funded and fundable debt of the State is as follows:

*Interest-Bearing Bonds.*

Sault Canal Bonds, 6's, due July 1, 1879.....	\$81,000 00
Renewal Loan Bonds, 6's, due July 1, 1878.....	160,000 00
Two-Million Loan Bonds, 6's, due Jan. 1, 1873..	458,000 00
" " " " 6's, " " 1878..	436,000 00
" " " " 6's, " " 1883..	723,000 00
War-Bounty Loan Bonds, 7's, due May 1, 1890..	463,000 00
Total interest-bearing debt.....	<u>\$2,321,000 00</u>

*Non-Interest-Bearing Bonds.*

Adjusted bonds past due, not pre- sented for payment.....	\$3,000 00
War-Loan Bond drawn, not pre- sented for payment.....	50 00
\$54,000 part-paid Five-Million Loan Bonds, adjustable at.....	31,242 78
	<u>34,292 78</u>
Total bonded debt.....	<u>\$2,355,292 78</u>

The cash now in the Treasury set apart for the payment of bonds, whenever they can be obtained, is as follows:

Sinking Fund.....	\$340,068 31
Trust Funds received since July 1, 1871.....	45,034 91
Canal Fund.....	40,351 52
Past-due Bonds.....	34,292 78

---

\$459,747 52

Total bonded debt of the State, less cash in the

Treasury applicable to its payment.....\$1,895,545 26

*Trust Fund Debt.*

The Trust Fund Debt of the State is composed of the following funds and amounts:

Primary School Fund.....	\$1,834,219 28
Five per cent Primary School Fund.....	218,462 02
University Fund.....	322,207 32
Normal School Fund.....	47,895 03
Agricultural College Fund.....	40,161 53
Railroad and other deposits.....	2,899 17

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\$2,465,844 35

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DELIVERY OF RAILROAD AID BONDS.

During the year Railroad Aid Bonds have been returned to three municipalities (by whom they were issued), by order of the Supreme and Circuit Courts, to wit:

NAME OF TOWN.	FOR WHAT RAILROAD.	AMOUNT.
City of Detroit.....	Detroit & Howell....	\$300,000 00
Geneva, Van Buren Co....	Kal. & South Haven..	19,100 00
Columbia, Van Buren Co..	Kal. & South Haven..	12,800 00

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Total bonds returned.....\$331,900 00

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The following tables will show the details of revenue and expenditure for the fiscal year:

# APPENDIX.

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## RECEIPTS.

istories.....	\$1,389 63
ax Deeds.....	619 00
ax Lands and Bids.....	40,358 19
ptions.....	28,625 75
uent Taxes.....	207,791 96
y School, Principal.....	118,072 73
"    Interest.....	48,073 06
Land, Principal.....	251,658 31
"    Interest.....	3,724 62
sity, Principal.....	5,269 99
Interest.....	9,167 25
ltural College, Principal.....	20,101 53
"    Interest.....	2,418 47
l School, Principal.....	1,097 85
"    Interest.....	1,619 72
t, Principal.....	1,051 76
Interest.....	1,391 41
uilding, Principal.....	568 25
"    Interest.....	349 46
ring, Principal.....	830 10
Interest.....	1,212 44
l Improvement.....	200 00
y School, Bids.....	605 00
"    Interest.....	15 44
Land, Bids.....	237 04
"    Interest.....	10 83
sity, Bids.....	78 75
Interest.....	5 36
l School, Bids.....	140 00
"    Interest.....	17 48
ring, Bids.....	105 00
Interest.....	27 72
Land Trespass Deposits.....	200 00



Trespass collected by Com'r S. L. State Road Office .....	\$606 20	
Collections from Trespassers on Railroad Lands, .....	186 00	
Taxes on part-paid Lands .....	5,006 36	
Fees, Plats, etc., from Land Office .....	2,183 55	
Counties—State Tax, 1870 .....	\$220,726 41	
General Account .....	30,010 70	
Taxes and Redemptions .....	26,429 92	
Tax Sales .....	24,261 74	
		301,428 77
Specific Taxes—R. R. Companies .....	\$263,918 93	
Insurance Companies .....	89,845 51	
Mining “ .....	8,934 80	
Express “ .....	1,514 49	
Telegraph “ .....	1,253 60	
Miscellaneous .....	245 93	
		365,713 26
Tolls on Sault Ste. Marie Canal .....	19,467 21	
Interest from Depositories on surplus funds .....	21,395 23	
Interest on past-due Specific Taxes .....	1,879 29	
Sales of Michigan Reports .....	522 19	
Sales of Compiled Laws .....	62 75	
Peddlers' Licenses .....	321 09	
Fees from Secretary of State's Office .....	302 60	
Escheats .....	3,300 00	
Rents for State property in Lansing .....	132 50	
Interest on Mortgage—Reeder Farm .....	148 63	
Fees from Com'r S. L. State Road Office .....	2 00	
Redemptions refunded .....	3 20	
Erroneous Award of Board of Auditors refunded .....	3 00	
Twice-paid Express charges refunded .....	1 00	
Drayage refunded .....	5	
Treasurer of U. S., 5 per cent on sales of Public Lands .....	11,079	
Fees from Commissioners of Deeds .....	45	
“ “ Notary Public .....	1	

# APPENDIX.

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st on Tax Sales.....	\$1,107 34
ltural College Fund—Bonds sold.....	15,000 00
“ “ Interest Fund Coupons.....	525 00
ounty bonds sold Sinking Fund.....	7,000 00
se Account, received from Geo. M. Dewey,	5,475 00
No. 8, 1869, paid by W. H. Haze.....	103 00
st on contract, escheated land.....	56 00
on public squares.....	50 00
1 Laws sold.....	27 25
rom State Treasurer's Office.....	10 00
<hr/>	
otal Receipts.....	\$1,510,178 83

## EXPENDITURES.

### *Bonds.*

ed Bonds.....	\$1,735 71	
aid Five-Million Loan.....	3,000 00	
Loan.....	2,000 00	
illion Loan, due 1873.....	1,000 00	
“ “ “ 1878.....	1,000 00	
“ “ “ 1883.....	3,000 00	
oan.....	3,000 00	
ounty Loan.....	22,000 00	
<hr/>		36,735 71

### *Coupons.*

aid Five-Million Loan.....	\$360 00	
Loan.....	4,860 00	
al Loan.....	9,780 00	
illion Loan.....	97,170 00	
ounty Loan.....	18,620 00	
al Improvement.....	30 00	
<hr/>		130,820 00

*Counties.*

Primary School Apportionment.....	\$186,485 24	
Taxes collected .....	35,349 50	
Canal Apportionment.....	9,369 19	
Asylum for Insane.....	2,900 12	
Institution for D., D., and B. ....	777 04	
	<hr/>	\$234,881

*Appropriations.*

University Aid.....	\$15,000 00	
"    Interest.....	39,000 00	
	<hr/>	\$54,000 00
Reform School.....	22,000 00	
Asylum for Insane.....	49,000 00	
Institution for D., D., and B.....	50,000 00	
Agr'l College Aid .....	\$28,760 00	
"    "    Interest....	2,976 00	
	<hr/>	31,726 00
Normal School Interest.....	16,000 00	
Geological Survey.....	4,600 00	
Immigration Commission.....	2,500 00	
State Prison.....	5,300 00	
State Library.....	125 00	
Social Statistics.....	3,090 00	
Legislature—Session of 1871 .....	54,999 90	
Publishing laws, Session of 1870....	435 00	
Purchase of Block No. 115, City of Lansing.....	3,437 00	
State Agricultural Society.....	3,250 00	
Temporary State Offices and New Capitol.....	20,844 07	
	<hr/>	321,806
Salaries .....		97,300

## APPENDIX.

165

## Board of Auditors—

g and Binding.....	\$57,845 94	
nd Stationery .....	44,149 51	
Awards.....	16,235 03	
te. Marie Canal.....	779 06	
es of Swamp Land State		
Office.....	1,624 69	
ice on State Library.....	500 00	
sing sale of Forfeited lands	451 45	
ing Laws.....	1,000 00	
f Suits.....	340 21	
f Equalization .....	18 82	
		\$122,944 71
ons.....		34,668 14
aster General—		
s.....	\$12,600 00	
y.....	6,000 00	
		18,600 00
im.....		8,464 03
of Supreme and Circuit Courts.....		1,705 20
Institutes.....		1,500 00
Aid Fund.....		3,500 00
reasurers, conducting Tax Sales.....		227 04
of Sale.....		1,651 43
ce—bids and interest refunded.....		1,527 87
principal and interest refunded...		1,540 70
Reports.....		1,134 84
Fees .....		2,024 36
nties.....		52 00
rs, for assessing improvements on for-		
ands.....		731 00
oners of Penal Institutions.....		561 92
s of State Prison.....		869 30
of Asylums .....		574 32

Escheats .....	\$47
Specific Taxes refunded .....	500
Costs of Suits .....	104
Contingent Expenses of Legislature .....	4,048
Publishing Constitution of 1867 .....	20
Compiling Legislative Manual .....	200
Arresting Fugitives from Justice .....	155
Expenses of Insurance Bureau .....	228
Indexing Legislative Journals .....	1,000
Swamp Land Trespass Deposit refunded .....	200
Peddler's License refunded .....	1
Board of Equalization .....	119
Swamp Land Warrants .....	244,418
<hr/>	
Total expenditures .....	<u>\$1,274,364</u>

Very respectfully,

V. P. COLLIER,

*State Treasurer*



*Treasurer of the State of Michigan in Account with the State of Michigan.*

1871.

DEBIT.

Sept. 30. To balance Nov. 30th, 1870.....	\$458,307
Receipts on account of—	
General Fund.....	615,127
Primary School Fund.....	118,175
Primary School Interest Fund....	48,460
Swamp Land Fund.....	252,266
Swamp Land Interest Fund.....	3,724 4
University Fund.....	5,269 9
University Interest Fund.....	9,167 2
Normal School Fund.....	1,097 8
Normal School Interest Fund.....	1,619 7
Asylum Fund.....	2,443 1
State Building Fund.....	917 7
Agricultural College Fund.....	35,101 5
Agricultural College Interest Fund	2,943 4
Internal Improvement Fund.....	11,279 1
War Fund.....	7,000 0
Sault Ste. Marie Canal Fund.....	19,467 2
Suspense Account.....	5,475 0
Specific Taxes.....	365,713 2
Escheats.....	3,300 0
Primary School Deposits.....	605 0
Primary School Interest Deposits..	15 4
Swamp Land Deposits.....	237 0
Swamp Land Interest Deposits....	10 8
University Deposits.....	78 7
University Interest Deposits.....	5 3
Normal School Deposits.....	140 0
Normal School Interest Deposits..	17 4
Salt Spring Deposits.....	105 0
Salt Spring Interest Deposits.....	27 7
Swamp Land Trespass Deposits..	200 0
Collections from Trespassers on R.	
R. Lands.....	186 0
	<hr/>
	<b>\$1,968,486 8</b>

# APPENDIX.

169

## *urer of the State of Michigan in Account with the State of Michigan.*

1.

### CREDIT.

#### 30. By warrants paid on account of—

General Fund.....	\$542,399 40
Primary School Fund.....	1,280 00
Primary School Interest Fund.....	187,395 94
Swamp Land Fund.....	249,395 98
Swamp Land Interest Fund.....	247 26
University Interest Fund .....	39,113 59
Normal School Interest Fund.....	16,027 95
Asylum Fund.....	99,050 65
State Building Fund.....	24,282 57
Agricultural College Interest Fund	3,006 60
Internal Improvement Fund .....	13,589 74
War Fund.....	31,220 00
War-Loan Sinking Fund.....	3,000 00
Two-Million Loan Sinking Fund...	27,000 00
Sault Ste. Marie Canal Fund.....	8,764 06
Military Fund.....	7,814 96
Specific Taxes.....	500 00
University Aid Fund.....	15,000 00
Soldiers' Aid Fund.....	3,500 00
Escheats .....	47 57
Primary School Deposits.....	548 50
Primary School Interest Deposits ..	9 00
Swamp Land Deposits.....	127 50
Swamp Land Interest Deposits.....	5 73
University Deposits .....	453 75
University Interest Deposits.....	13 19
Normal School Deposits .....	140 00
Normal School Interest Deposits...	17 48
Salt Spring Deposits.....	185 00
Salt Spring Interest Deposits.....	27 72
Swamp Land Trespass Deposits....	200 00
Balance .....	694,122 66

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**\$1,968,486 80**

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## APPENDIX.

*Ledger Balances.*

## DEBIT.

1871.		
Sept. 30.	Cash.....	\$694,122 6
	Internal Improvement Fund.....	2,432,547 7
	Suspense Account.....	13,379 1
	Dewey Asset Lands.....	14,147 7
	Sinking Fund.....	948,433 6

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\$4,102,630 7

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## APPENDIX.

171

*Ledger Balances.*

## CREDIT.

1871.

Sept. 30. General Fund .....	\$1,101,080 75
Primary School Fund .....	1,834,219 28
Primary School Interest Fund .....	64,198 73
Primary School Five per cent Fund...	218,462 02
Swamp Land Fund .....	138,001 22
Swamp Land Interest Fund .....	117,600 10
University Fund .....	322,207 32
University Interest Fund .....	493 39
Agricultural College Fund .....	40,161 53
Agricultural College Interest Fund...	809 84
Normal School Fund .....	47,895 03
Normal School Interest Fund .....	15,975 54
Asylum Fund .....	68,800 00
State Building Fund .....	19,155 93
War Fund .....	17,642 14
Ste. Marie Canal Fund .....	40,351 52
Military Fund .....	48,196 84
Treasury Notes .....	730 00
Michigan Central Railroad Deposits...	1,397 02
Michigan Southern Railroad Deposits..	147 72
St. Joseph Valley Railroad Deposits...	55 00
Oakland and Ottawa Railroad Deposits	8 58
Light-house Deposits .....	15 00
University Aid Fund .....	3,750 00
Primary School Deposits .....	780 21
Primary School Interest Deposits .....	7 77
Swamp Land Deposits .....	295 87
Swamp Land Interest Deposits .....	6 00
Collections from Trespassers on Rail- road Lands .....	186 00

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**\$4,102,630 35**

*General Fund.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year.....	\$542,399 40
“ am't trans. to Two-Mil. L'n Sink. F'd	170,434 34
“ “ “ Asylum Fund .....	114,487 41
“ “ “ Military Fund .....	33,803 40
“ “ “ Norm. School Int. F'd..	15,000 00
“ “ “ University Aid Fund..	15,000 00
“ “ “ State Building Fund..	13,878 43
“ balance .....	1,101,080 75
	<hr/>
	\$2,006,083 73
	<hr/>

*General Fund.*

## CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870 .....	\$1,104,140 20
" cash received during fiscal year....	615,127 89
" am't tr. from Specific Taxes.....	187,493 41
"    "    " Two-Mil. L'n Sink. F'd..	66 000 00
"    "    " Asylum Fund .....	23,000 00
"    "    " Canal Fund.....	10,322 23

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**\$2,006,083 73**

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## APPENDIX.

*Primary School Fund.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year	.....	\$1,280 00
" balance	.....	1,834,219 28

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\$1,835,499 28

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*Primary School Interest Fund.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year	.....	\$187,395 94
" balance	.....	64,198 73

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\$251,594 67

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*Five Per Cent Primary School Fund.*

## DEBIT.

1871.

Sept. 30. To balance	.....	\$218,462 02
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\$218,462 02

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*Primary School Fund.*

## CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870.....	\$1,714,071 12
“ cash received during fiscal year.....	118,175 73
“ amount transferred from Escheats..	3,252 43
	<hr/>
	\$1,835,499 28
	<hr/>

*Primary School Interest Fund.*

## CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870.....	\$91,278 47
“ cash received during fiscal year.....	48,460 19
“ am't transferred from Specific Taxes	111,856 01
	<hr/>
	\$251,594 67
	<hr/>

*Five Per Cent Primary School Fund.*

## CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870.....	\$214,550 53
“ am't trans. from Swamp Land F'd..	3,911 49
	<hr/>
	\$218,462 02
	<hr/>

## APPENDIX.

*Ledger Balances.*

## DEBIT.

1871.

Sept. 30. Cash.....	\$694,122
Internal Improvement Fund.....	2,432,547
Suspense Account.....	13,379
Dewey Asset Lands.....	14,147
Sinking Fund.....	948,433

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**\$4,102,630**

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## APPENDIX.

171

*Ledger Balances.*

## CREDIT.

1871.

Sept. 30. General Fund .....	\$1,101,080 75
Primary School Fund .....	1,834,219 28
Primary School Interest Fund .....	64,198 73
Primary School Five per cent Fund...	218,462 02
Swamp Land Fund .....	138,001 22
Swamp Land Interest Fund .....	117,600 10
University Fund .....	322,207 32
University Interest Fund .....	493 39
Agricultural College Fund .....	40,161 53
Agricultural College Interest Fund...	809 84
Normal School Fund .....	47,895 03
Normal School Interest Fund .....	15,975 54
Asylum Fund .....	68,800 00
State Building Fund .....	19,155 93
War Fund .....	17,642 14
Ste. Marie Canal Fund .....	40,351 52
Military Fund .....	48,196 84
Treasury Notes .....	730 00
Michigan Central Railroad Deposits...	1,397 02
Michigan Southern Railroad Deposits..	147 72
St. Joseph Valley Railroad Deposits...	55 00
Oakland and Ottawa Railroad Deposits	8 58
Light-house Deposits .....	15 00
University Aid Fund .....	3,750 00
Primary School Deposits .....	780 21
Primary School Interest Deposits .....	7 77
Swamp Land Deposits .....	295 87
Swamp Land Interest Deposits .....	6 00
Collections from Trespassers on Rail- road Lands .....	186 00

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**\$4,102,630 35**



## APPENDIX.

*Ledger Balances.*

## DEBIT.

1871.		
Sept. 30.	Cash.....	\$694,122
	Internal Improvement Fund.....	2,432,547
	Suspense Account.....	13,379
	Dewey Asset Lands.....	14,147
	Sinking Fund.....	948,433

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**\$4,102,630**

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## APPENDIX.

171

*Ledger Balances.*

## CREDIT.

1871.

Sept. 30. General Fund .....	\$1,101,080 75
Primary School Fund .....	1,834,219 28
Primary School Interest Fund .....	64,198 73
Primary School Five per cent Fund...	218,462 02
Swamp Land Fund .....	138,001 22
Swamp Land Interest Fund .....	117,600 10
University Fund .....	322,207 32
University Interest Fund .....	493 39
Agricultural College Fund .....	40,161 53
Agricultural College Interest Fund...	809 84
Normal School Fund .....	47,895 03
Normal School Interest Fund .....	15,975 54
Asylum Fund .....	68,800 00
State Building Fund .....	19,155 93
War Fund .....	17,642 14
Ste. Marie Canal Fund .....	40,351 52
Military Fund .....	48,196 84
Treasury Notes .....	730 00
Michigan Central Railroad Deposits...	1,397 02
Michigan Southern Railroad Deposits..	147 72
St. Joseph Valley Railroad Deposits...	55 00
Oakland and Ottawa Railroad Deposits	8 58
Light-house Deposits .....	15 00
University Aid Fund .....	3,750 00
Primary School Deposits .....	780 21
Primary School Interest Deposits .....	7 77
Swamp Land Deposits .....	295 87
Swamp Land Interest Deposits .....	6 00
Collections from Trespassers on Rail- road Lands .....	186 00

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**\$4,102,630 35**

*Agricultural College Fund.*

## DEBIT.

1871.		
Sept. 30.	To balance.....	\$40,161 53
		<hr/>
		\$40,161 53
		<hr/>

*Agricultural College Interest Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year....	\$3,006 60
	“ balance.....	809 84
		<hr/>
		\$3,816 44
		<hr/>

*Asylum Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year...	\$99,050 65
	“ amount transferred to General Fund	23,000 00
	“ balance.....	68,800 00
		<hr/>
		\$190,850 65
		<hr/>

*Agricultural College Fund.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$5,060 00
	“ cash received during fiscal year....	35,101 53
		<hr/>
		\$40,161 53
		<hr/>

*Agricultural College Interest Fund.*

## CREDIT.

1871.		
Sept. 30.	By cash received during fiscal year....	\$2,943 47
	“ amount trans. from Specific Taxes..	872 97
		<hr/>
		\$3,816 44
		<hr/>

*Asylum Fund.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$73,920 07
	“ cash received during fiscal year....	2,443 17
	“ amount trans. from General Fund..	114,487 41
		<hr/>
		\$190,850 65
		<hr/>

*State Building Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year...	\$24,282 57
	“ balance .....	19,155 93

---

\$43,438 50

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*War Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year ...	\$31,220 00
	“ balance .....	17,642 14

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\$48,862 14

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*Internal Improvement Fund.*

## DEBIT.

1871.		
Sept. 30.	To balance Nov. 30th, 1870 .....	\$2,430,597 07
	“ warrants paid during fiscal year....	13,589 74

---

\$2,444,186 81

---

*State Building Fund.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$28,642 36
	“ cash received during fiscal year....	917 71
	“ amount trans. from General Fund,	
	Act 67, 1871.....	10,441 43
	“ amount trans. from General Fund,	
	J. R. 27, 1871.....	3,437 00
		<hr/>
		\$43,438 50
		<hr/>

*War Fund.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$8,927 14
	“ cash received during fiscal year....	7,000 00
	“ am't transf. from Specific Taxes....	32,935 00
		<hr/>
		\$48,862 14
		<hr/>

*Internal Improvement Fund.*

## CREDIT.

1871.		
Sept. 30.	By cash received during fiscal year....	\$11,279 11
	“ am't transf. from Specific Taxes....	360 00
	“ balance.....	2,432,547 70
		<hr/>
		\$2,444,186 81
		<hr/>

*War-Loan Sinking Fund.*

## DEBIT.

1871.

Sept. 30.	To balance Nov. 30th, 1870 .....	\$973,337 11
	“ warrants paid during fiscal year....	3,000 00
		<hr/>
		\$976,337 11
		<hr/>

*Two - Million Loan Sinking Fund.*

## DEBIT.

1871.

Sept. 30.	To balance Nov. 30th, 1870 .....	\$49,530 85
	“ warrants paid during fiscal year....	27,000 00
	“ am't transf. to General Fund .....	66,000 00
	“ “ “ Sinking Fund .....	27,903 49
		<hr/>
		\$170,434 34
		<hr/>

*Ste. Marie Ship Canal Fund.*

## DEBIT.

1871.

Sept. 30.	To warrants paid during fiscal year....	\$8,764 06
	“ amount transf. to General Fund....	10,322 23
	“ balance .....	40,351 52
		<hr/>
		\$59,437 81
		<hr/>

*War-Loan Sinking Fund.*

## CREDIT.

1871.  
 Sept. 30. By am't transf. from Sinking Fund ... \$976,337 11

---

\$976,337 11

---

*Two - Million Loan Sinking Fund.*

## CREDIT.

1871.  
 Sept. 30. By am't transf. from General Fund ... \$170,434 34

---

\$170,434 34

---

*St. Marie Ship Canal Fund.*

## CREDIT.

1871.  
 Sept. 30. By balance Nov. 30th, 1870..... \$39,970 60  
       " cash received during fiscal year.... 19,467 21

---

\$59,437 81

---



*Military Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year....	\$7,814 96
	“ am’t transf. to Soldiers’ Aid Fund..	3,500 00
	“ balance.....	48,196 84
		<hr/>
		\$59,511 80
		<hr/>

*Suspense Account.*

## DEBIT.

1871.		
Sept. 30.	To balance Nov. 30th, 1870.....	\$33,001 31
		<hr/>
		\$33,001 31
		<hr/>

*Treasury Notes.*

## DEBIT.

1871.		
Sept. 30.	To balance.....	\$730 00
		<hr/>
		\$730 00
		<hr/>

*Military Fund.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$25,708 40
	“ amount transf. from General Fund..	33,803 40
		<hr/>
		\$59,511 80
		<hr/>

*Suspense Account.*

## CREDIT.

1871.		
Sept. 30.	By cash received during fiscal year....	\$5,475 00
	“ amount transf. from Dewey Asset	
	Lands.....	14,147 19
	“ balance.....	13,379 12
		<hr/>
		\$33,001 31
		<hr/>

*Treasury Notes.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$730 00
		<hr/>
		\$730 00
		<hr/>

*Michigan Central Railroad Deposits.*

## DEBIT.

1871.	
Sept. 30. To balance .....	\$1,397 02
	<hr/>
	\$1,397 02
	<hr/>

*Michigan Southern Railroad Deposits.*

## DEBIT.

1871.	
Sept. 30. To balance .....	\$147 72
	<hr/>
	\$147 72
	<hr/>

*St. Joseph Valley Railroad Deposits.*

## DEBIT.

1871.	
Sept. 30. To balance .....	\$55 00
	<hr/>
	\$55 00
	<hr/>

*Oakland and Ottawa Railroad Deposits.*

## DEBIT.

1871.	
Sept. 30. To balance .....	\$8 58
	<hr/>
	\$8 58
	<hr/>

*Michigan Central Railroad Deposits.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$1,397 02
	<hr/>
	\$1,397 02
	<hr/> <hr/>

*Michigan Southern Railroad Deposits.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$147 72
	<hr/>
	\$147 72
	<hr/> <hr/>

*St Joseph Valley Railroad Deposits.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$55 00
	<hr/>
	\$55 00
	<hr/> <hr/>

*Oakland and Ottawa Railroad Deposits.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$8 58
	<hr/>
	\$8 58
	<hr/> <hr/>

*Light-house Deposit.*

## DEBIT.

1871.

Sept. 30. To balance .....	\$15 00
	<hr/>
	\$15 00
	<hr/>

*Specific Taxes.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year...	\$500 00
" am't transferred to General Fund	187,493 41
"       "       "       P. S. Int.   "	111,856 01
"       "       "       War       "	32,935 00
"       "       "       U. Int.   "	29,319 50
"       "       "       N. S. Int. "	2,376 37
"       "       "       Ag. C. Int. "	872 97
"       "       "       Int. Imp. "	360 00
	<hr/>
	\$365,713 26
	<hr/>

*University Aid Fund.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year....	\$15,000 00
" balance .....	3,750 00
	<hr/>
	\$18,750 00
	<hr/>

*Light-house Deposit.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$15 00
	<hr/>
	\$15 00
	<hr/>

*Specific Taxes.*

## CREDIT.

1871.	
Sept. 30. By cash received during fiscal year....	\$365,713 26
	<hr/>
	\$365,713 26
	<hr/>

*University Aid Fund.*

## CREDIT.

1871.	
Sept. 30. By balance Nov. 30th, 1870.....	\$3,750 00
" am't transferred from General Fund	15,000 00
	<hr/>
	\$18,750 00
	<hr/>

*Soldiers' Aid Fund.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year....	\$3,500 00
		<hr/>
		\$3,500 00
		<hr/>

*Primary School Deposits.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year...	\$548 50
	“ balance.....	780 21
		<hr/>
		\$1,328 71
		<hr/>

*Primary School Interest Deposits.*

## DEBIT.

1871.		
Sept. 30.	To warrants paid during fiscal year...	\$9 00
	“ balance.....	7 77
		<hr/>
		\$16 77
		<hr/>

# APPENDIX.

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## *Soldiers' Aid Fund.*

### CREDIT.

1871.

Sept. 30. By am't transferred from Military Fund	\$3,500 00
	<hr/>
	\$3,500 00
	<hr/>

## *Primary School Deposits.*

### CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870.....	\$723 71
" cash received during fiscal year.....	605 00
	<hr/>
	\$1,328 71
	<hr/>

## *Primary School Interest Deposits.*

### CREDIT.

1871.

Sept. 30. By balance Nov. 30th, 1870.....	\$1 33
" cash received during fiscal year.....	15 44
	<hr/>
	\$16 77
	<hr/>



*Swamp Land Deposits.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year....	\$127 50
“ balance .....	295 87
	<hr/>
	\$423 37
	<hr/>

*Swamp Land Interest Deposits.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year....	\$5 73
“ balance .....	6 00
	<hr/>
	\$11 73
	<hr/>

*University Deposits.*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year...	\$453 75
	<hr/>
	\$453 75
	<hr/>

*Swamp Land Deposits.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$186 33
	“ cash received during fiscal year....	237 04
		<hr/>
		\$423 37
		<hr/>

*Swamp Land Interest Deposits.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$0 90
	“ cash received during fiscal year....	10 83
		<hr/>
		\$11 73
		<hr/>

*University Deposits.*

## CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$375 00
	“ cash received during fiscal year....	78 75
		<hr/>
		\$453 75
		<hr/>

*University Interest Deposits*

## DEBIT.

1871.

Sept. 30. To warrants paid during fiscal year...	\$13 19
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\$13 19
---------

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*Normal School Deposits.*

## DEBIT.

1871.

Sept. 30. To warrant paid during fiscal year....	\$140 00
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\$140 00
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*Normal School Interest Deposits.*

## DEBIT.

1871.

Sept. 30. To warrant paid during fiscal year....	\$17 48
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\$17 48
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*Salt Spring Deposits.*

## DEBIT.

1871.

Sept. 30. To warrant paid during fiscal year....	\$185 00
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\$185 00
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## *University Interest Deposits.*

### CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$7 83
	“ cash received during fiscal year....	5 36
		<hr/>
		\$13 19
		<hr/>

## *Normal School Deposits.*

### CREDIT.

1871.		
Sept. 30.	By cash received during fiscal year....	\$140 00
		<hr/>
		\$140 00
		<hr/>

## *Normal School Interest Deposits.*

### CREDIT.

1871.		
Sept. 30.	By cash received during fiscal year....	\$17 48
		<hr/>
		\$17 48
		<hr/>

## *Salt Spring Deposits.*

### CREDIT.

1871.		
Sept. 30.	By balance Nov. 30th, 1870.....	\$80 00
	“ cash received during fiscal year....	105 00
		<hr/>
		\$185 00
		<hr/>

*Salt Spring Interest Deposits.*

## DEBIT.

1871.	
Sept. 30. To warrant paid during fiscal year----	\$2
	<hr/>
	\$2
	<hr/>

*Swamp Land Trespass Deposits.*

## DEBIT.

1871.	
Sept. 30. To warrant paid during fiscal year----	\$20
	<hr/>
	\$20
	<hr/>

*Collections from Trespassers on Railroad Lands.*

## DEBIT.

1871.	
Sept. 30. To balance-----	\$18
	<hr/>
	\$18
	<hr/>

*Escheats.*

## DEBIT.

1871.	
Sept. 30. To warrant paid during fiscal year----	\$4
" amount transferred to P. S. Fund..	3,25
	<hr/>
	\$3,30
	<hr/>

*Salt Spring Interest Deposits.*

## CREDIT.

1871.	
Sept. 30. By cash received during fiscal year . . . .	\$27 72
	<hr/>
	\$27 72
	<hr/> <hr/>

*Swamp Land Trespass Deposits.*

## CREDIT.

1871.	
Sept. 30. By cash received during fiscal year . . . .	\$200 00
	<hr/>
	\$200 00
	<hr/> <hr/>

*Collections from Trespassers on Railroad Lands.*

## CREDIT.

1871.	
Sept. 30. By cash received during fiscal year . . . .	\$186 00
	<hr/>
	\$186 00
	<hr/> <hr/>

*Escheats.*

## CREDIT.

1871.	
Sept. 30. By cash received during fiscal year . . . .	\$3,300 00
	<hr/>
	\$3,300 00
	<hr/> <hr/>

*Dewey Asset Lands.*

## DEBIT.

1871.

Sept. 30. To am't transf. from Suspense Account   \$14,147 19

---

\$14,147 19

---

*Sinking Fund.*

## DEBIT.

1871.

Sept. 30. To am't transf. from War-Loan Sink-  
ing Fund.....\$976,337 17

---

\$976,337 17

---

*Dewey Asset Lands*

## CREDIT.

1871.	
Sept. 30. By balance .....	\$14,147 19
	<hr/>
	\$14,147 19
	<hr/>

*Sinking Fund.*

## CREDIT.

1871.	
Sept. 30. By am't transf. from Two-Million Loan	
Sinking Fund .....	\$27,903 49
" balance .....	948,433 68
	<hr/>
	\$976,337 17
	<hr/>



## BANK STATEMENTS.

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*STATEMENT showing the condition of the Ann Arbor Savings Bank, at the close of business hours, June 30th, 1871, as required by the Banking Law of the State of Michigan.*

### RESOURCES.

Loans and Discounts.....	\$129,166 77
Furniture and Fixtures.....	2,569 23
Revenue Stamps.....	500 00
Due from Banks and Bankers.....	58,252 71
Cash—Legal Tender Notes, National Bank Notes, Fractional Currency, and Cash Items....	31,240 90
	<hr/>
	\$221,729 61

### LIABILITIES.

Capital Stock.....	\$50,000 00
Surplus.....	2,500 00
Profit and Loss.....	3,981 44
Unpaid Dividends.....	20 00
Deposits.....	165,228 17
	<hr/>
	\$221,729 61

I, Schuyler Grant, Cashier of the Ann Arbor Savings Bank, of Ann Arbor, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

SCHUYLER GRANT, *Cashier.*

Subscribed and sworn before me this fifth day of July, 1871.

ROBERT J. BARNES,

*Notary Public, Washtenaw County, Michigan.*

*STATEMENT showing the condition of the City Bank of Battle Creek (organized June 7th, 1871), on Monday, July 3d, 1871, as required by the Banking Law of the State of Michigan.*

## RESOURCES.

Loans and Discounts.....	\$33,509 50
Expenses.....	368 99
Office Fixtures.....	240 72
Due from Banks and Bankers.....	33,371 06
Revenue Stamps.....	500 00
Cash Items.....	672 93
Cash—Legal Tender Notes, National Bank Notes, and Fractional Currency.....	13,564 06
	<hr/> \$82,227 26 <hr/>

## LIABILITIES.

Capital Stock.....	\$50,000 00
Deposits.....	32,056 53
Profits.....	170 73
	<hr/> \$82,227 26 <hr/>

I, Roldon P. Kingman, Cashier of the City Bank of Battle Creek, do solemnly swear that the above statement is true, to the best of my knowledge and belief

ROLDON P. KINGMAN, *Cashier.*

Sworn to and subscribed before me this sixth day of July, 1871.

BRAINARD T. SKINNER.

*Notary Public, Calhoun County, Michigan.*

*STATEMENT showing the condition of the Exchange Bank of Big Rapids, at the close of business hours, July 3d, 1871, as required by the Banking Law of the State of Michigan.*

## RESOURCES.

Loans and Discounts.....	\$74,225 35
Overdrafts.....	1,382 46
Due from Banks and Bankers.....	7,190 44
Furniture and Fixtures.....	230 45
Expenses.....	307 16
Bonds.....	600 00
Cash and Cash Items, including Stamps.....	7,014 93
	<hr/>
	\$90,950 79

## LIABILITIES.

Capital Stock paid in.....	\$36,250 00
Interest and Discount.....	2,057 91
Deposits.....	24,394 83
Notes and Bills Re-discounted.....	28,248 05
	<hr/>
	\$90,950 79

I, Charles D. Bronson, Cashier of the Exchange Bank of Big Rapids, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

CHARLES D. BRONSON, *Cashier.*

Subscribed and sworn to before me this third day of July,  
A. D. 1871.

ELIJAH F. DEWEY,  
*Notary Public, Mecosta County, Michigan.*

**STATEMENT** showing the condition of the Jackson City Bank, at the close of business hours, June 30th, 1871, as required by the Banking Law of the State of Michigan.

## RESOURCES.

Loans and Discounts.....	\$378,985 61
Banking House, Safe, and Fixtures.....	10,000 00
Revenue Stamps.....	1,422 65
Due from Banks and Bankers.....	47,787 89
Legal Tender and Bank Notes.....	37,530 00
Fractional Currency.....	829 20
Coin.....	115 25
Cash Items.....	1,842 58
	<hr/>
	\$478,513 18
	<hr/>

## LIABILITIES.

Capital.....	\$100,000 00
Deposits.....	354,030 08
Due Banks and Bankers.....	3,485 36
Profits.....	20,997 74
	<hr/>
	\$478,513 18
	<hr/>

I, Benjamin Newkirk, Cashier of the Jackson City Bank, of Jackson, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

BENJAMIN NEWKIRK, *Cashier.*

Subscribed and sworn to before me this seventh day of July, 1871.

GILBERT R. BYRNE,  
*Notary Public.*

*STATEMENT showing the condition of the Mechanics' Bank, Detroit, on Monday, July 3d, 1871, as required by the Banking Law of the State of Michigan.*

## RESOURCES.

Loans and Discounts.....	\$260,041 71
Bonds.....	5,257 09
Expense account.....	2,622 88
Overdrafts.....	352 74
Due from Banks and Bankers.....	25,553 26
"    "    "    in Gold.....	5,916 06
Cash items.....	2,817 91
Checks on other Banks.....	6,074 59
Canada Bank Notes.....	202 50
Gold.....	2,700 14
Legal Tender, National Bank Notes, and Fractional Currency.....	18,956 24
	<hr/>
	<b>\$330,495 12</b>

## LIABILITIES.

Capital Stock.....	\$100,000 00
Deposits.....	220,440 97
Interest and Exchange.....	10,054 15
	<hr/>
	<b>\$330,495 12</b>

I, E. H. Butler, Cashier of the Mechanics' Bank, Detroit, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

E. H. BUTLER, *Cashier.*

Sworn to and subscribed before me this third day of July, 1871.

WM. A. BUTLER, JR.,

*Notary Public, Wayne County, Michigan.*

*STATEMENT showing the condition of the Merchants' and Farmers' Bank of Holly, at the close of business, July 3d, 1871, as required by the Banking Law of the State of Michigan.*

## RESOURCES.

Loans and discounts .....	\$65,772 21
Furniture and Fixtures .....	1,260 35
Revenue stamps .....	46 46
Due from other Banks .....	3,329 48
Cash—Legal Tender Notes, National Bank Notes, Fractional Currency, and Cash Items .....	13,250 82
	<hr/>
	\$83,659 32

## LIABILITIES.

Capital .....	\$50,000 00
Profits .....	1,446 01
Deposits .....	32,213 31
	<hr/>
	\$83,659 32

I, D. H. Stone, Cashier of the Merchants' and Farmers' Bank of Holly, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

D. H. STONE, *Cashier.*

Subscribed and sworn to before me this sixth day of July, 1871.

S. S. WILHELM,

*Notary Public, Oakland County, Michigan.*

*STATEMENT showing the condition of the Merchants' and Manufacturers' Bank of Detroit, at the close of business hours, June 30, 1871, as required by the Banking Law of Michigan.*

## RESOURCES.

Loans and Discounts.....	\$186,438 51
Due from Banks and Bankers.....	70,683 06
Public Bonds.....	4,000 00
Furniture Account.....	3,000 00
Cash—Legal Tenders, National Bank Notes, Fractional Currency, and Stamps.....	17,449 22
Exchanges for clearing house.....	15,068 98
	<hr/>
	\$296,639 77
	<hr/>

## LIABILITIES.

Capital Stock.....	\$100,000 00
Profit and Loss.....	9,090 83
Deposits.....	187,548 94
	<hr/>
	\$296,639 77
	<hr/>

I, Charles C. Cadman, Cashier of the Merchants' and Manufacturers' Bank, Detroit, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

CHARLES C. CADMAN, *Cashier.*

Subscribed and sworn to before me this sixth day of July, 1871.

J. M. DAVISON, JR.,  
*Notary Public, Wayne County, Michigan.*

*STATEMENT showing the condition of the State Bank of Fenton, at the close of business hours, June 30th, 1871, as required by the Banking Law of the State of Michigan.*

## RESOURCES.

Loans and Discounts.....	\$26,639 03
Furniture Account.....	694 82
Cash—Legal Tenders, National Bank Notes, Fractional Currency, and Cash Items....	16,194 48
Revenue Stamps.....	71 47
Due from Banks and Bankers.....	15,075 72
Stock subscriptions payable on call.....	25,000 00
	<hr/>
	\$83,675 52
	<hr/>

## LIABILITIES.

Capital Stock.....	\$50,000 00
Profit and Loss.....	1,411 04
Deposits .....	32,264 48
	<hr/>
	\$83,675 52
	<hr/>

I, Edwin Trump, Cashier of the State Bank of Fenton, Fenton, Michigan, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

EDWIN TRUMP, *Cashier.*

Subscribed and sworn to before me this first day of July, 1871.

J. E. BUSSEY,  
*Notary Public, Genesee County, Mich.*



*CONDITION of the Detroit Savings Bank, Sept. 30, 1871.*

## LIABILITIES.

To Depositors.....	\$1,628,897 61	
Due to other Banks.....	840 92	
Capital Stock.....	122,000 00	
	<hr/>	\$1,751,738 53
Excess of Resources.....		117,953 68
		<hr/>
		<u>\$1,869,692 21</u>

## RESOURCES.

Loans and Discounts.....	\$961,016 52	
Bonds—U. S., Mich., Wayne Co., and Detroit....	364,085 50	
Furniture and Safes.....	2,824 29	
Due from Banks and Bankers.....	369,957 99	
Cash—Legal Tender and National Bank Notes, Postal Currency, and Checks on other Banks.....		171,807 91
		<hr/>
		<u>\$1,869,692 21</u>

I, Alexander H. Adams, Cashier of the Detroit Savings Bank, do solemnly swear that the above statement is true, to the best of my knowledge and belief.

A. H. ADAMS.

Sworn and subscribed before me this fourth day of October, 1871.

M. F. DOW,

*Notary Public, Wayne County, Mich.*

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